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March 1985

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 1 1986

Allen's P. C. B Est. 1888

Toreros court tourney bid

Tribune Staff Report

2955
USD's mens basketball team may be out of the running for the WCAC title, but the Toreros still have plenty to prove before the season ends.

Such as? Finishing with the school's best Division I record and getting to a postseason tournament.

If USD defeats Gonzaga in Spokane tonight (7:30 p.m. tipoff), the Toreros will run their record to 19-8 — bettering their 18-10 record in 1983-84 when they won the WCAC.

What's more, a win tonight and a win next Wednesday at St. Mary's in Moraga might cinch USD a NIT bid.

"That is our goal," said senior center Scott Thompson.

USD has peeled off four straight wins, including a 61-40 defeat of Portland State Thursday, and is 18-8 overall and 8-4 in WCAC play.

Gonzaga, 13-13 overall and 6-6 in the league, upset Loyola Marymount last Friday. The Bulldogs are led by senior guard Jeff Condill and freshman forward Jim McPhee.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 1 1986

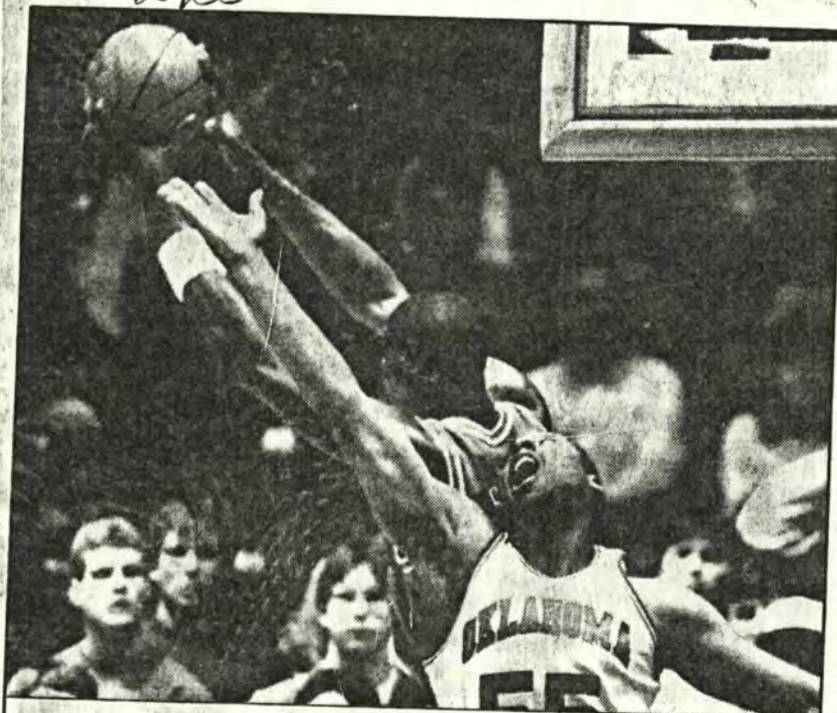
Allen's P. C. B Est. 1888

USD needs Gonzaga

2955
The University of San Diego takes on Gonzaga tonight in Spokane, Wash., in a game Coach Hank Egan feels his team must win to stay in the running for a National Invitation Tournament berth. The Toreros (18-8), who finish their regular season Wednesday against St. Mary's, have been told they need 20 victories to be seriously considered for the NIT.

USD runs afoul of officials, loses

2955



Associated Press

Reaching out: Oklahoma's David Johnson cannot quite pick off a rebound from North Carolina State's Chris Washburn, but the 14th-ranked Sooners topped the 18th-ranked Wolfpack, 72-69. Top Twenty roundup, Page H-2.

By Chuck Stewart
Special to The Union

SPOKANE, Wash. — The University of San Diego men's basketball saw its goal of a 20-victory season ruined last night in Gonzaga University's Athletic Centre.

Capitalizing on 11 USD fouls in the final six minutes and its pressure man-to-man defense, Gonzaga surged from a five-point deficit to a 68-61 West Coast Athletic Conference victory.

The Bulldogs scored their last 12 points, and 18 of their last 22, on free throws to charge from a 51-46 deficit with 6:16 left. The victory avenged Gonzaga's worst loss of the season, 74-50, Jan. 23 in San Diego.

Besides ending San Diego's winning streak at four, it also may have ruined the Toreros' (18-9) hope for a National Invitation Tournament bid.

USD coach Hank Egan said he didn't know. Bulldog coach Dan Fitzgerald said he hoped not.

"They're a quality team; quality enough to make it" into the NIT, the Bulldogs' coach said.

Aztecs lose regular-season finale to New Mexico in OT — Page H-3

Though 20 victories are impossible, there still remains Wednesday night's regular-season finale at St. Mary's.

"I don't think we played with the intensity we have," Egan said. "We certainly didn't play as well as we did against Portland (Thursday night's 61-40 triumph)."

Nor as well as they had in that first meeting with Gonzaga roughly five weeks ago.

But the difference last night likely was that Gonzaga's play — primarily a combination of shooting and strategy — was improved.

The Bulldogs, who shot 34.9 percent against USD in that first one, hit 51.2 (22 of 43) last night. The Toreros, who average 51.5 percent, cooled off to 47.2 (25 of 53).

And when Gonzaga went to its

See USD on Page H-3

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
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MAR 2 1986

Allen's P. C. B Est. 1888

USD: Falls to Gonzaga

Continued from H-1 ²⁹⁵⁵

pressure defense, Egan said, "it worked in their favor. The last time when they went to the press, it worked in our favor."

"We gave them a little zone and a little man (defense) and switched things around a little bit," Fitzgerald said. "But when we got down by five (with 6:16 to play), we said we can't let it get any more."

That's when the Bulldogs went to a pressure defense. It didn't create many turnovers, but it did create enough havoc that the Toreros would go the next 3½ minutes without scoring while the Bulldogs got 10 points, six on free throws.

By the time junior guard Paul Leonard converted two free throws with 2:46 to go, Gonzaga led by 56-51 and the Toreros would get no closer than three points the rest of the way.

Leonard led the Toreros with 16 points, eight rebounds and seven as-

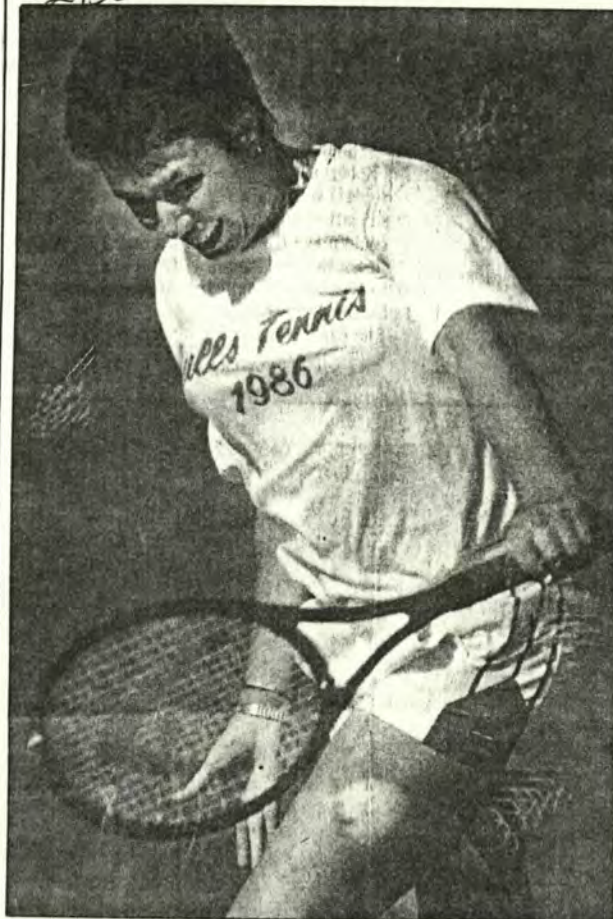
sists, all career highs, and 7-foot Scott Thompson and 6-4 Pete Murphy added 14 points each.

The decisive stretch was a 67-second span in the final three minutes.

USD had just cut the GU lead to 56-53 on the Leonard free throws and was doing a good job of containing the Bulldogs. But USD's Mark Bostic was called for a foul on Jim McPhee, and the Bulldogs' freshman hit two free throws.

Then with Leonard bringing the ball upcourt, Zag Dwan Hurt stole the ball. Bostic stole it back, but before the Toreros could get another point, the Bulldogs got two free throws by Dale Halland on a Jim Knight foul.

"We did a good job taking care of the ball all night (only nine turnovers) and hit our free throws down the stretch (18 of 20)," Fitzgerald said. "Those are things you have to do to beat a good club like San Diego."



The San Diego Union/Charles Starr

The Gulls' Kefi Binyamini smacks a backhand during her match against the Aztecs' Cinny MacGregor.

SDSU women defeat USIU tennis team, 6-3

San Diego State's 10th-ranked women's tennis team, recently noted for beating highly ranked teams such as USC and Miami but losing to weaker ones, downed 14th-ranked U.S. International University yesterday, 6-3, at USIU.

No. 1 singles player Cinny MacGregor needed three sets to top the Gulls' Kaffi Binyamini 6-1, 3-6, 6-2. Monique Javer, Kathy Berry, Dana Bleicher and Sondra Mitchell also won singles matches for the Aztecs. The Gulls won two of the three doubles sets.

UCSD BASEBALL — UCSD gave up seven runs in the first three innings and fell to visiting Cal State-Dominguez Hills, 10-6, in a non-conference game.

Scott Murray was 2-for-3 with two RBI for the Toros (11-3). Dan DiMascio (2-for-4, two RBI) and Brian Rude (2-for-3) led the Tritons (5-9-1).

UCSD's leading hitter, Bob Natal, was injured before the game and will miss at least a week. Natal has five home runs and 20 RBI for UCSD.

USD BASEBALL — USD (9-4-1) got a one-out RBI single from Sean Baron in the ninth to edge visiting Biola, 3-2, in a non-confer-

Local Briefs

ence game. The Eagles (5-2) tied the game in the eighth with two out, when an infield fly dropped untouched.

MESA WINS OPENER — Host Mesa College (7-2, 1-0) used 13 hits to crush Imperial Valley, 17-2, in the teams' Pacific Coast Conference baseball opener. Mike Thomas was 4-for-5 with two doubles and a three-run home run for the Olympians. Shortstop Larry Simms added a double and a homer for Mesa to back the pitching of Jeff Oswalt (3-0).

TRITON TENNIS — The UCSD men's tennis team (2-3) swept Point Loma Nazarene, 9-0.

TOYA DECREED TOPS — Toya DeCree, a senior forward on the U.S. International University women's basketball team, has been named the West Coast Athletic Conference player of the month for February. DeCree averaged 22.9 points in leading the Gulls to a perfect 8-0 record and the conference championship.

Senior Steve Kenilvort of Santa Clara won the WCAC award for men.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 3 1986

Allen's P. C. B. Est. 1888

Sen. Cranston uses charter bus to put election bid into motion

2955
By Rick Shaughnessy
Tribune Staff Writer

Pledging to continue a forward-thinking, conscientious and fiscally sound tenure as California's senior United States senator, Alan Cranston formally announced his re-election bid from the steps of a charter bus as it departed Coronado this morning.

Cranston, a 71-year-old Democrat, began his two-day, seven-city swing through the state with a short drive from Coronado to the University of San Diego campus, where he told students he is looking further ahead than the next election.

"I will continue to resist mindless slashes in vital domestic programs that would devastate our schools and laboratories," he said. "We cannot and we must not fight a budget deficit by taking books from our students, food from the hungry and health care from the sick."

He railed against "military overspending and overkill," saying "Californians understand that waste in defense endangers the lives of fighting men and women and weakens the defense of the nation..."

"The diversion of resources to the Pentagon is not a boon but a brake



SEN. CRANSTON
Launches drive for 4th term

on the California economy. It diverts brain power and investments that are central to our prosperity in the 1990s and beyond," he said.

Cranston, a former state controller, has served three terms as a member of the United States Senate. He replaced Thomas Kuchel who

was defeated in the 1968 Republican primary.

Eight Republicans have lined up for a chance at running against Cranston in November. Cranston has no announced opposition in the June 3 primary.

At the San Diego County Democratic Party's annual Jefferson-Jackson Dinner Saturday, Cranston said he expects at least two of the nation's most visible conservative leaders — Sen. Jesse Helms of North Carolina and Jerry Falwell, founder of the Moral Majority — to try to assist his opposition. He predicted the two will oppose him for his own opposition to the South African policy of apartheid.

"The people of California don't want a senator approved by, endorsed by or aligned with Sen. Jesse Helms," Cranston said, noting that Helms has filibustered measures intended to impose economic sanctions against South Africa and "denounced me personally" for opposing apartheid.

Of Falwell, Cranston said, "I expect he will oppose me and I welcome that opposition... We have

Please see CRANSTON, A-10

★Cranston/

2955
Continued From A-3

every right and the duty to respond when he calls Bishop Desmond Tutu a phony." Cranston was responding to Falwell's criticism in August of the Nobel laureate clergyman from South Africa.

Cranston also assailed other noted conservative leaders, in particular two secretaries of the interior under President Reagan, during his remarks to both the USD students and area Democrats.

"Five years ago, when James Watt wanted to sell off our national resources to the highest bidder, we organized; we fought and we stopped James Watt in his tracks ...

"Now we are fighting ... efforts to ravage our coastline by offshore drilling in the wrong places. We'll stop Donald Hodel just as we stopped Watt," he said.

"I have always been an environmentalist," he said. He said he is leading the fight to enact tough laws to clean up toxic waste dumps, regulate transport of toxic chemicals and to punish polluters.

Cranston said his priorities are working to bring an end to the arms race, fostering new economic growth for the state and country, and providing better education for American children, stability to families and protection to American natural resources.

Cranston also told the Jefferson-Jackson audience that the Democratic Party has been unfairly criticized as one promoting economic stagnation.

Of such critics, he said: "Let them watch the economic vitality of Los Angeles under Tom Bradley. Let them watch the economic vitality of San Francisco under Dianne Feinstein. And let them watch the coming burst of economic vibrancy in San Diego under Maureen O'Connor."

Those laudatory words weren't heard by their intended recipient, however. O'Connor and top-ranking members of her campaign committee left the function before Cranston delivered the key-note address.

MAR 3 1986

Allen's P.C.B. L.A. 1984

This Program Finds Right Niches For Entrepreneurs

2955
Do you have the right stuff to run a business? Robert Kley, president of Career Exchange Network, promises to help you find out with his BestFit computer program. Kley, who has spent the last four years developing his computerized business aptitude test, says the program will help clients find "their best fit in the entrepreneurial world."

The test promises to tell takers

The local chapter of the National Association of Women Business Owners holds a no-host cocktail party at the Stardust Hotel March 18 to give its members a chance to meet one another.

Employee assistance programs, those that offer special programs to help employees deal with a variety of problems, will be the focus of a talk by Miriam

pagne glasses and personal greeting cards. Prices range from \$25 to \$80 plus sales tax. The express serves the entire county. Deliveries must be received by someone 21 years or older. Champagne Express is located at 1130 Camino Del Mar.

Ultramed, a new Poway firm, has created an ultrasonic medical device to streamline cataract removal. The Venturi tip, designed by executive vice president Ted Parisi, is called the first major design improvement since 1969. Ultramed says the new tip cuts more efficiently and reduces surgery time.

Westroots Business Writing Seminars has issued Speakwrite Software Systems, a computer program designed to improve business writing skills. The product is based on Westroots' training method that helps people learn to write in the same manner they speak. The program was developed in conjunction with Via Computer Inc. and costs \$99.

Catalyst Energy Systems of El Cajon has entered the electrical and thermal energy sales market. The firm is a micro-utility, providing electrical and thermal energy at low cost with small, on-site generators. Catalyst builds, owns and operates the generators.

Vince Lapinski is the new manager of Flexo Business at NAPP Systems. Lapinski will handle marketing of the new printing process.

Polino and Miller Chiropractic has opened a second office, at 2666 First Ave., San Diego. Dr. Juan Francisco Sacristan has joined the firm, which specializes in sports medicine and applied kinesiology. The other office is in Encinitas.

Westec has announced two senior management promotions that come as part of an overall company restructuring. Dr. Michael W. Nienberg, deputy manager of the environmental division, has been promoted to vice president under Michael Wright, senior vice president, environmental sciences. Theodore R. DelGaudio, manager of Westec's Philadelphia office, also accepts a vice presidential post under Ian Sargent, senior vice president, power engineering. The company restructuring, effective April 1, organizes the firm around three technical disciplines rather than geographic locations. The three disciplines are: information systems, environmental sciences and power engineering. George Anderson, senior vice president, will head the information systems division.

Jerry Goldsmith is the new vice president of the aquarium department at Sea World. Goldsmith came to Sea World five years ago as associate curator of fishes. He will continue to design and develop new exhibits and revamp existing programs at the San Diego, Orlando, Fla., and Cleveland, Ohio, parks.

Four new marketing managers have been added at Software Products International. SPI welcomes Jennifer Humphrey as national sales manager, Rand H. Effron as national accounts manager, Thomas W. Nefeldt as national chain store manager, and Claire Condra Arias as national training manager.

Peter H. Smith, professor at MIT, will come to UCSD to fill the Simon Bolivar Chair in Latin American Studies. Smith's current research is in the areas of U.S.-Latin American relations and comparative Latin American political economies.

Also at UCSD, Peter Woodberry, a senior in cognitive science at Muir College, has won a \$2,000 prize from Honeywell for his essay on "The Future of Computer Science." Woodberry plans to focus on artificial intelligence following a June graduation.

Business Matters

by Libby Brydolf

whether they are best suited to developing a business from scratch, taking over an existing business or buying a franchise. The test also helps the user figure out what type of business he or she can best handle.

Kley cites the story of, Jim Mahoney, who tried running a fast food franchise after 25 years in an auto manufacturing plant. After 11 months of struggle with spoiled food and teenage employees, Mahoney came to Kley, who helped him figure out where he belonged.

Mahoney is now owner of a muffler franchise, "where he's been happy and successful ever since," the company reports. According to Kley, 90 percent of people who want to own their own businesses will be the most successful if they buy a franchise.

Kley himself is a career changer, switching from engineering to business in 1964. He, like his clients, has two goals to fulfill: making money and "doing work that satisfies the soul."

Career Exchange Network is located at 6992 El Camino Real, Suite 104-439, Rancho La Costa, Carlsbad.

The local Better Business Bureau announces a new Customer Care Program to help businesses handle complaints. Local businesses can join the program for \$100 per year, provided they promise to arbitrate any unresolved disputes with customers. BBB mediators handle complaints one-on-one and work to resolve any problems. If a phone call fails to resolve the matter, trained mediators arbitrate the dispute. Customer Care members receive positive BBB publicity and advertising materials.

Dr. Milton Chen, SDSU professor of management, will discuss the nuts and bolts of Japan's world trade success in a talk on "The Secret of Japanese Management." The lecture is set for 3 p.m. March 19 in Scripps Cottage at SDSU. The lecture is free and open to the public.

Rothman, USD assistant professor of management, March 7. Rothman's talk is part of an ongoing USD Business Update Seminars series. Breakfast begins at 7:30 a.m., with the talk commencing at 8. Contact the Department of Continuing Education for more information.

Charger quarterback Dan Fouts is the headliner for a Celebrity Bowling Tournament to benefit the Child Abuse Prevention Foundation. The tournament will be held Sunday, 1-5 p.m., at the Valley Bowl in El Cajon. More than 100 professional athletes and other local celebrities are expected to join locals in throwing their balls down the alley and competing for a variety of prizes. Individual entries cost \$150 and include a buffet following the competition. Businesses can sponsor lanes for \$200. Entry forms are available at Leisure Time Sports, 165 Denny Way, El Cajon.

The Western Association of Equipment Lessors visits San Diego March 18 with a lunch program titled, "Hiring the Lease Marketer—Smoke Gets in Your Eyes." Cary Mark, founder of Career Visions, is the keynote. The lunch, to be held at the Grant Hotel, begins at noon. Larry Turner at Amstat Capital is organizing the event.

SDSU's Certificate in Telecommunications Program begins its next series of courses in April. Three courses will be offered: Introduction to Telecommunications, The Role of the Telecommunications Manager and Office Automation Systems and Technologies. Contact Betty Rice at the College of Extended Studies for more information.

Champagne Express, a retail champagne delivery service, has opened its doors in Del Mar. It's a special occasion luxury service: delivery people arrive in style in white tuxedo shirts, yellow bowties and black pants/skirts carrying bottles in ice buckets, cham-



Moran

DeMey

Health and Human Resource Center/Medical Group has opened an on-site Chemical Dependency Recovery Center for alcoholics and drug addicts and their families. Frank Moran, an alcoholism counselor, heads the new center. He came from Charter Medical Corp. in Alaska.

Larry DeMey is the new manager of the Escondido district office of the Automobile Club of Southern California. Dennis Stone replaces him as manager of the club's Clairemont district office. DeMey replaced Roy Fosterling who retired.

Bob Santos, senior vice president of Eastlake Development Co., has been named to a three-year term on the board of directors of Community Hospital of Chula Vista.

MAR 3 1986

Allen's P. C. B. Est. 1888

Cranston launches bid for fourth term

Associated Press

2955

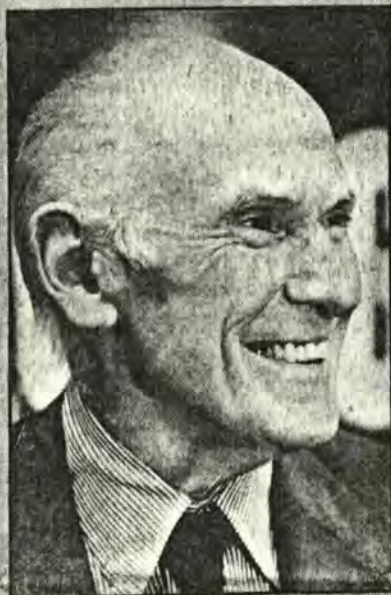
SAN DIEGO — Calling for an end to U.S. military aid for dictatorships, U.S. Sen. Alan Cranston formally launched his campaign for a fourth term today.

"You and I must see to it that the U.S. government never again supports the likes of Ferdinand Marcos," Cranston said in remarks prepared for delivery at the University of San Diego.

"Our government must not embrace dictators as friends simply because they profess to hate our foes. They are our foes.

"My goal in the U.S. Senate is to work to ban U.S. military assistance to all military dictatorships, and authoritarian or totalitarian governments — of the Right or the Left."

Cranston, the Senate's minority whip, also criticized "military overspending and



Sen. Alan Cranston
Launches campaign

overkill" and "mindless slashes in vital domestic programs" proposed by President Reagan.

"We cannot and we must not fight a budget deficit by

taking books from our students, food from the hungry and health care from the sick," he said.

The University of San Diego stop was the first of seven appearances for the 71-year-old lawmaker, who is hoping to extend a Senate career that is already among the longest in California history.

Cranston planned stops today in San Diego, Torrance, San Francisco and Redding. On Tuesday, he's scheduled to appear in Sacramento, Fresno and East Los Angeles.

Cranston, a former state controller, foreign correspondent, author, comedy writer, real estate developer and federal bureaucrat, was first elected to the Senate in 1968.

He has been re-elected every six years since then, the last time by 1.6 million votes over tax rebel Paul Gann.

Only two other Californians, George Perkins and Hi-

ram Johnson, spent more years in the Senate than Cranston has. Cranston could surpass Perkins, who served in the Senate from 1893 to 1915, if he wins a new term.

Cranston has managed to get good ratings from liberal groups such as Americans for Democratic Action — which gave him a perfect score for 1985 votes — but he has drawn only weak Republican opponents at the polls.

Cranston's campaign could be crucial to Democratic efforts to regain control of the Senate.

The GOP thought it had an excellent chance of defeating Cranston this year after the California senator trailed badly in the race for the 1984 Democratic presidential nomination.

But Cranston has rebounded well since 1984.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 3 1986

Allen's P. C. B. Est. 1888

San Diego Notepad

Leach-Pawsat win tourney 3rd time

²⁹⁵⁶
Rick Leach and Tim Pawsat of USC won the Pacific Coast Men's Doubles Championships yesterday for the third time in five years, defeating Stanford's Jim Grabb and Dan Goldie 7-6, 6-2.

After losing to Boris Becker and Slobodan Zivojinovic Thursday in the second round of the Pilot Pen Classic in La Quinta, Leach and Pawsat decided to play in the doubles championships at La Jolla Beach and Tennis Club.

They defeated Doug Sachs and Kelly Jones of Pepperdine 6-3, 6-4 in the semifinals yesterday and did not lose a set in the 64-team tournament.

In 1972, the pair won the National Indoors, Hardcourt, Clay Court and the Nationals. They won the Pacific Coast doubles — the second-oldest tournament west of the Mississippi — in 1982 and 1983.

Leach and Pawsat are the first since 1946 to have their names engraved three times on the tournament's prestigious trophy. Jack Kramer and Ted Schroeder won for the third time that year. The only

four-time winners are the teams of Maurice McLaughlin and Thomas Bundy, and Howard and Robert Kinsey.

SDSU. Admission is \$7.50 and \$5. For information, call 692-4162.

■ ■ ■
WOMEN'S BASKETBALL — USD's women's basketball team lost 73-67 to Iona in last night's fourth-place game of the Northern Lights Invitational tournament in Anchorage, Alaska.

■ ■ ■
SURFING — San Diegan David Eggers, 16, won the California Amateur Grand Prix Surfing Championships yesterday at Carlsbad. Todd Jacobs of Hermosa Beach was second. Peter King of La Jolla was third.

■ ■ ■
USA VOLLEYBALL — Ticket sales begin today at Teleseat outlets for an April 1 volleyball match between the U.S. women's team and Japan at UCSD and an April 9 match between the U.S. men and France at

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 4 1986

Allen's P. C. B. Est. 1888

Egan co-Coach of Year

2955
Tribune Staff Report

It hasn't taken Hank Egan long to make an impact on the USD basketball team and the West Coast Athletic Conference.

With one game remaining in the regular season, the Toreros are 18-9 overall and 8-5 in conference play. A victory in tomorrow's finale against St. Mary's in Moraga would give USD its most victories ever in NCAA Division I play.

But whatever the outcome, Egan's peers already have honored him for a job well-done. The Toreros' second-year coach has been selected WCAC co-Coach of the Year along with Pepperdine's Jim Harrick.

Egan, who came to Alcala Park prior to last season following a 13-year stay at the Air Force Academy,

took over the USD program when Jim Brovelli departed for USF. The Toreros finished 16-11 last season and, with the 1985-86 schedule almost completed, still have a possibility of securing an NIT berth.

In addition to Egan's award, Scott Thompson and Pete Murphy were selected to the 10-man All-WCAC team. Thompson, a 7-foot junior center, is averaging 14.3 points a game to lead the team. Murphy, a senior guard, is averaging 12.6.

For Thompson, it marks the third straight year he has received post-season honors by the conference. He was an All-WCAC choice last year with Anthony Reuss and was selected the conference's Freshman of the Year for 1983-84.

USD's ²⁹⁵⁵ Egan honored

Named WCAC co-coach of year

By T.J. Simers
Staff Writer

University of San Diego basketball coach Hank Egan was pleased but not necessarily overwhelmed yesterday to learn he had been selected West Coast Athletic Conference coach of the year with Pepperdine's Jim Harrick.

"I've been in coaching for 20 years, and now I have one trophy; one trophy does not a trophy case make," Egan said. "You get coach of the year honors because your players are good."

Egan's players, including center Scott Thompson and guard Pete Murphy, who were named to the coaches' 10-man All-WCAC team yesterday, have been good enough this season to post an 18-9 record with one regular-season game remaining tomorrow night at St. Mary's in Moraga.

One more win, and USD will have won more games in Division I than any previous Toreros team. One more win, and USD also may move closer to securing a berth in the 32-team National Invitation Tournament, despite losing to Gonzaga last Saturday.

"San Diego and Loyola (Marymount) losing this weekend hurt both of them," WCAC commissioner Michael Gilleran said yesterday from his San Francisco office. "But the NIT looks at more than just wins and losses, and both of them are still in there for NIT consideration."

"The loss didn't help us," Egan said, "but I don't think it buried us. If the NIT is looking for somebody competitive, we would be a good team to have in the tournament."

Of the 283 teams in Division I, 60 have 18 wins or more, including USD. This weekend, the NCAA and NIT will select 96 teams to participate in their postseason tournaments.

Gilleran said the NIT may be looking favorably toward California and

See USD on Page D-2

USD: Keeping fingers crossed for call from NIT

Continued from D-1 ²⁹⁵⁵
UCLA as hosts of NIT games. "The best-case scenario," Gilleran said, "would be if Loyola and San Diego were matched against those two teams in the NIT."

The NIT will announce its selections for its tournament, which opens March 13-14, Sunday evening after the NCAA has released its 64 teams.

"From what I've heard, there are more options than a good offense to what might happen with the NIT," Egan said.

While Egan was willing to talk about the NIT yesterday, he would have preferred to prepare his team for two more practices and one more game.

"It's a good-news, bad-news thing," Egan said. "The NIT talk is a distraction, but it's also flattering."

"We have one more game to play, and you do a lot of things in life just for pride. It's doing something well that makes you feel good about yourself. When it's all over, then I'll ask the experts what they say about get-

ting into the NIT. So far, the only people who have talked to me about the NIT have been reporters and my wife. My wife asked me what was going on about the NIT, and I said I didn't know."

End of conversation, but then yesterday afternoon it was time for Egan and his players to take a bow. It was Egan's peers who awarded him co-coach of the year honors along with Harrick, who led Pepperdine to the WCAC title with a 12-1 mark, and that made the award all the more significant.

"That's important," Egan said. "But there were other years when I thought I did a good job of coaching but didn't have a whole lot of wins. These kids play well together. They have chemistry and mesh together well, and that's a tribute to them."

For Thompson, a junior, it was the second straight year he has been named to the all-conference team. The 7-footer finished strongly, with 17.1 points and 7.1 rebounds a game in February. Thompson leads USD in

scoring (14.3); Murphy is right behind (12.6).

"It's nice that Scott and Pete were honored, but I look at this as an 'All My Children' thing. We were a team," Egan said. "Scott scored from the inside and Pete from the outside, while others filled their roles as ball-handlers and rebounders. There were a lot of deserving ballplayers on this team."

The WCAC coaches selected guard

Dwayne Polee, who averaged 15.6 points and 4.2 assists for Pepperdine, as the conference's most valuable player for the second straight year. Also selected to the all-conference team were: Gonzaga's Jeff Condill, Santa Clara's Steve Kenilvort, Pepperdine's Eric White, Portland's Fred Harris, Loyola's Forrest McKenzie and Keith Smith and St. Mary's Paul Robertson. St. Mary's Robert Haugen was named freshman of the year.

MAR 1 1988
Allen's P. C. B. Ed. 1988

Cranston still clinging to liberal image

2955
REDDING (UPI) — Democratic Sen. Alan Cranston, announcing his candidacy for a fourth term, refuses to abandon the liberal credentials that Republican challengers hope will make him vulnerable to defeat in November.

At stops in San Diego, Torrance, San Francisco and Redding on Monday, Cranston labeled himself an environmentalist and espoused a peace platform reminiscent of his failed 1984 presidential attempt.

For the most part, his audiences were small at a few dozen people. But the senator said the goal of his two-day, seven-city trek was to highlight his campaign stances rather than attract crowds. Today he visits Sacramento, Fresno and East Los Angeles.

His addresses recalled his early opposition to the Vietnam War while touching on economic and trade themes that advisers hope will lure the state's growing number of conservative voters. But he distanced himself from his nine GOP challengers by criticizing the federal Gramm-Rudman deficit-cutting law as drastic and unconstitutional.

"I look forward to the next seven months of tough, vigorous campaigning and to sweeping victory in November," Cranston told about 70 supporters at a Redding shopping mall. He faces no major challenge for his party's nomination in June.

"I have certain basic precepts on war and peace and education that are not changing with the passing mood of the electorate or changing times," Cranston told an interviewer aboard his chartered campaign plane.

Cranston, 71, the first California Democrat ever elected to three six-year Senate terms, said he has not considered retirement.

"I think I'm in as good shape as anyone in this campaign," said the senator, who began the day by running wind sprints in front of a CBS television camera crew on a San Diego beach.

Addressing about 100 students at the University of San Diego, a private, Catholic school, Cranston vowed to "work to ban U.S. military assistance to all military dictatorships and authoritarian or totalitarian governments — of the right or the left."

He later told a small band of environmentalists on a knoll above the crashing waves of the Santa Monica Bay: "We must put an end to the arms race before it ends the human race."

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 5 1986

Allen's P. C. B. Est. 1888

Boys Clubs honor civic leader Levi as '86 Golden Man

Richard C. Levi, long active in a broad scope of community service organizations, has been chosen as recipient of this year's Golden Man Award of the Boys Clubs of San Diego.

Levi, a third-generation member of a pioneer San Diego family, is the owner of Richard C. Levi Insurance and is active in civic affairs, including serving as president of the UCSD Cancer Center Foundation and as a trustee of the La Jolla Cancer Foundation. He also has served on the boards of the Boys Clubs of San Diego, the University of San Diego Law School, the San Diego Historical Society and the Musical Arts Foundation and is a past president of the UCSD School of Medicine Associates.

He has served on the San Diego County Council Advisory Board of the Boy Scouts of America, was a founder of the San Diego County Child Protection Board and is a past president of the San Diego-Yokohama Sister City Society.

The award will be presented at a dinner at 6 p.m. April 1 at the Town and Country Hotel.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 5 1986

Allen's P. C. B. Est. 1888

USD turns to Thompson again trying to impress NIT

By T.J. Simers, Staff Writer

MORAGA — He's finishing strongly at a time when his basketball team needs him most.

And tonight against St. Mary's, USD will need one more dominating performance from 7-foot Scott Thompson to assist it in making a lasting impression on National Invitation Tournament officials.

Thompson, who has scored 134 points in his last eight games, can leap to 14th on the Toreros' career scoring list with 10 points against the Gaels. More importantly, Thompson can help USD (18-9 overall, 8-5 in the West Coast Athletic Conference) obtain its 17th victory against Division I competition.

The NCAA will announce its tournament field of 64 teams Sunday, and later in the evening, the NIT will select 32 teams. Though overall records look good on paper, both tournaments put greater stock in victories

over Division I competition.

This season, USD recorded two victories over Division II foes (St. Ambrose and Alaska-Anchorage). Yesterday's *USA Today* ranking of all 283 schools in Division I, which is based only on Division I victories and losses, ranked USD 95th with its 16 Division I triumphs.

A victory over St. Mary's would place USD alongside 65 other teams with 17 or more Division I victories. And though other teams have a chance to finish impressively in a conference tournament, this will be USD's last chance to gather ammunition for an NIT bid.

"I'm trying like heck to coach a basketball team and get us a win," said USD coach Hank Egan. "I'll worry about the rest of the stuff when this game is over."

Egan's task in preparing his team for battle became more complicated than necessary yesterday. The Toreros' flight to Oakland was delayed in San Diego for

almost two hours and ultimately forced USD to change a late-afternoon practice at St. Mary's to 9 p.m. last night.

"I'm hoping we go back to San Diego and get the chance to practice again," said Thompson, whose parents and grandparents are making the trip from Sacramento for this game. "We have an outside chance of getting into the NIT, and we're going to go for it, but it really hasn't been a bad year. No one at USD has anything to be ashamed of."

Thompson, who has scored in double figures in 23 of USD's 27 games, has scored no fewer than 14 points in his last nine. The junior center has scored 884 career points and has a chance to pass Mike Stockalper (887) and Mike Whitmarsh (893) tonight on USD's career list.

"If you took Scott's scoring average from the first half of the season and the second half, there would probably

not be too much of a difference," Egan said. "But that's pretty good considering all our conference opponents (who dominated the second half of USD's schedule) tried to devise defenses just to stop Scott."

Based on an earlier meeting with St. Mary's, Thompson and the Toreros should enjoy their regular-season finale. After falling behind by seven at the half, USD rebounded behind Thompson's 17 points and Mark Bostic's 16 to beat St. Mary's, 70-61.

That was St. Mary's' sixth straight loss at the time. The Gaels (10-16, 3-10) since have managed but one victory in four outings.

"We have to become tougher mentally when playing on the road," Egan said. "We'll have to get after it in this game and put everything, including the possibilities of the NIT, aside."

La Jolla, CA
(San Diego Co.)
La Jolla Light
(Cir. W. 9,040)

MAR 6 1986

Allen's P.C.B. Inc. 1985

2955



UCAN founder Michael Shames has recently returned to the watchdog group.

Photo by Carol Sonstev

UCAN founder just can't stay away

By SUSANNE WILLIAMS, Light Staff Writer

AT UCAN, *nomen est omen.*

The Utility Consumers Action Network, at battle with San Diego Gas & Electric since its inception in 1983, recently forced the utility company to decrease its rates by \$137.6 million, an amount that will lower customer bills by an average of \$4 a month.

But it was not the organization alone. One of the key players behind the war so successfully waged between the UCAN David and a utility Goliath is Michael Shames, a 30-year-old La Jolla lawyer with a penchant for serving the common good.

"For whatever reason, public interest law interests me," he said in a recent interview in UCAN's small Point Loma office.

In a way, Shames began his public interest career in a New York state high school where — when learning about the bicycle death of a friend — he initiated a county-wide drive for the establishment of a bike path.

gram, but nothing materialized in the South, where he wanted to stay. So he worked as a waiter in San Diego while also interning for a year at the community research group CalPIRG.

A subsequent stint in Dallas,

the school's Center for Public Interest Law.

As part of the job, he covered the Public Utilities Commission in Sacramento and "I constantly saw the commission complain about the lack of consumer groups," said Shames, who finally decided to fill the void. "In a way, I called their bluff."

Shames got the go-ahead signal from the PUC and USD and charged right ahead. Letters were sent to politicians and community groups to inform them about UCAN's planned structure and watchdog functions. After two years of work and endless hearings, Shames got UCAN established — with then Mayor Roger Hedgecock on the board of directors. Today, it has 60,000 members, a good

Please see **FOCUS**, C4

Focusing In

"Ever since, (public interest concerns) were in my blood," Shames said. "There are some intangible rewards in helping somebody other than yourself."

After completion of his undergraduate work in political science and environmental sciences at UCLA, he volunteered for work under the VISTA pro-

where he served as a conduit in the conversion process from apartments to condominiums, netted him sufficient funds to return to San Diego and begin his law studies at the University of San Diego.

From the very start, he made it clear to his professors that he was interested in working for the general good. For starters, he was working for

FOCUS

Continued from C1

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number of them SDG&E employees and shareholders.

A survey conducted by SDG&E in 1981 showed that an overwhelming majority of its customers were not pleased with the company. "And how do you do business with a company when 75 percent of your customers hate you?" Shames said.

The negative groundswell against SDG&E naturally helped UCAN to get on its feet financially. "We raised \$350,000 within the first year because of the simmering discontent," Shames said. "It was unheard of."

In 1983, the newly formed group received permission from the PUC to insert its material into SDG&E mailings to some 800,000 customers, a fact that did not only make its existence known but also served as a perfect way to raise funds. SDG&E immediately appealed the PUC's decision and has forced UCAN to use canvassers for the solicitation of funds.

By the end of 1984, when UCAN really started functioning as a watchdog, Shames had had his share of utility concerns. He entered a law practice with other young attorneys, specializing in personal injury and administrative cases, but also took time off to become campaign director for Robert Simmons, a law professor from the University of San Diego who ran — and lost — against Bill Lowery.

Small wonder then that Shames came back to UCAN as an interim executive director last fall after being asked by its nine-member board to replace the current director until a new one could be found. He also had heard "reports from UCAN people that bothered me," including reports on monetary difficulties and too much litigation.

Shortly after his return, the PUC issued its rate decrease ruling, a process that was started in October 1984. At that time, UCAN had initiated a process designed to lower SDG&E rates and oppose its request for a rate increase of \$160 million for three consecutive years. The company argued that inflation, increased oil costs and an increase on the return to their shareholders warranted such an increase, Shames said.

Even more surprising was the manner in which the PUC formulated its decision. "It always is kind in its language," Shames said, "but this time it was strong wording" with allegations against SDG&E.

The excess funds have prompted SDG&E to look into diversification, a concept that "can be done legally, but makes us subsidize unfair business propositions."

"We want to know every transfer of assets," Shames said.

Shames currently is awaiting a decision from the PUC on whether SDG&E actually can diversify. But should the outcome be negative, Shames undoubtedly will find a positive angle.

The recent California Supreme Court decision on inserts, for instance, "is not great," he said, "but it's not real bad. It probably will permit access (to customers), except not in the same way (as before)." UCAN can no longer include controversial material in SDG&E envelopes, but can still "let (customers) know about our existence."

As part of his job, Shames also trains canvassers and advises consumers on complaints they have against SDG&E.

But he plans again to leave UCAN once the board has found a new executive director. He still is not sure whether he wants to work for the city, as an attorney on land-use issues or small business, but then his decision to leave may change after all.

"I have somewhat of a maternal link to UCAN," Shames said.

Get ready to hoop it up with NCAA, NIT

2955

IF YOU'RE a college basketball fan — and who around here isn't, eh? — then this is your big weekend. Tomorrow is the day when the NCAA picks about 62 East Coast clubs to fill its 64-team tournament. Parochial or not, it remains the finest sporting event in America.

Meanwhile, the National Invitation Tournament, once the Valhalla of the college game, now gets the NCAA's leftovers. And I notice that USD, just sitting around on its 19-9 record, is hoping for an NIT bid.

It might be wise for Rev. Patrick Cahill, the Toreros athletic director, to say novenas throughout the night and on through tomorrow. I don't want to intimate that things look bleak for USD, but, what the heck, I will. If USD makes it, we can assume Rev. Cahill was busy with his rosary beads.

"I'm afraid we have two strikes against

us," Rev. Cahill says.

The strikes to which he is referring merely are facts: The Toreros finished third in the WCAC behind Pepperdine — which will



**nick
canepa**

receive an automatic NCAA ticket — and Loyola Marymount. On top of this, Loyola Marymount twice defeated USD this season.

It is true that the San Diegans finished with a better overall record than the Lions (18-10) and that they had the tougher schedule. But it's difficult to believe that the NIT folks — with 32 teams to pick — are going to pass on

a Los Angeles school that defeated a San Diego school twice and finished ahead of it in the conference.

Why not take them both, you say? Well, this is a New York tournament. Most of the people in the world — let alone on the island of Manhattan — never have even heard of the WCAC, much less Loyola Marymount and our guys. If USD suddenly could change its last initial to "F," which would make it far more famous USF, then maybe it would have a chance.

"I know what you're saying," Toreros coach Hank Egan says. "I think we have a very slim chance, at best."

"The only thing I feel bad about is that we had a good basketball team this year. And now, with all this talk about the NIT, it's like the whole season will be a mess if we don't make it. I don't see it that way."

You shouldn't, Hank. It was a fine year. Teams you can beat like veal cutlets will make the NCAAs.

Meanwhile, the NCAA is getting ready to make its big presentation tomorrow, afternoon at 3 our time on CBS, when it will announce the seeds for its tournament. The NCAA and the network treat this like national election returns. You expect to see Dan Rather. Instead, we get Gary Bender (is Brent Musburger ill, or what?).

"This is the only time in sports where the actual announcement of hard news comes on live television," says Len DeLuca, director of program planning for college sports on CBS.

What's hard about it, Len?

Please see CANEPA, B-7

MAR 6 1986

San Diego P. C. B. Est. 1888

Memo to NIT: USD's Toreros (19-9) are available

From Tribune and Wire Reports

The USD men's basketball team, hoping to land an invitation to the National Invitation Tournament, did everything it could to catch the selection committee's attention last night in Moraga.

Junior center Scott Thompson scored 19 points and guard Pete Murphy added 14 to lead USD to an 83-53 victory over St. Mary's in the Toreros' WCAC finale.

USD (19-9, 9-5) broke the game open early, outscoring the Gaels 41-14 in the final 15 minutes of the first half. Thompson led the charge with 15 points.

So now all the Toreros can do is wait and hope for a phone call from the NIT. The NIT will announce its 32-team field Sunday night, after the NCAA names its 64-team field. Elsewhere in the WCAC:

Pepperdine 87, Loyola 82
There was no letdown by Pepperdine, even

though the Waves already had clinched the WCAC title.

The Waves finished the regular season with an 87-82 victory over Loyola Marymount last night at Malibu. The victory gave the Waves a

WCAC

season-ending, nine-game winning streak.

Pepperdine guard Dwayne Polee scored 24 points and keyed a decisive six-point spurt in the final 2½ minutes. The game was tied at 75 with 2:35 to play before Polee hit two free throws to give the Waves a lead they would not relinquish.

After Grant Gondrezick, who had 21 points, added two free throws, Polee stole the ball and scored on a slam dunk that made the score 81-75 with 1:41 left.

Loyola Marymount, which led by as many as

seven in the first half and 48-46 at halftime, had tied the game at 75-all on an 18-foot jumper by Mike Yoest, who had 23 points for the Lions.

Forrest McKenzie scored 28 points to lead Loyola Marymount, which wound up 10-4 in conference, 18-10 overall.

The victory was Pepperdine's 28th straight at Firestone Fieldhouse.

Gonzaga 54, Portland 52

Senior guard Jeff Condill scored 20 points, including two on a layup with four seconds to play, to lift Gonzaga to a WCAC victory in Portland.

Gonzaga's Jim McPhee hit a jump shot with 3:24 to play in the game to put the Bulldogs ahead 51-50. The next score came with 10 seconds to play, when Portland's Fred Harris hit a 17-footer to put the Pilots ahead 52-51.

Condill responded by driving the length of the court for his layup with four seconds to

play. McPhee, who finished with 11 points, gave the Bulldogs their final margin of victory by hitting a free throw awarded on a technical when Portland, with no timeouts left, called timeout anyway.

Portland finished the season 4-10 in conference and 13-15 overall. Gonzaga, of Spokane, Wash., is 8-6 in the conference and 15-13 overall.

Santa Clara 72, San Francisco 55

Senior forward Steve Kenilvort scored a game-high 19 points and guard Ken Mulkey added 10 points to lead the Broncos in San Francisco.

USF, which revived its basketball program this season after a three-year layoff, finished 7-21, with a 2-12 WCAC mark. Santa Clara finished 7-7 in the conference, 12-16 for all games.

Forward Anthony Mann led San Francisco with 18 points, making nine of 15 shots from the field, while guard Robbie Grigsby added 10.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 6 1986

Allen's P. C. B. Est. 1888

San Diego Notepad

Toreros beat Aztecs in 10

USD's baseball team defeated
SDSU 6-5 in 10²⁹⁵⁵ innings yesterday at
USD.

The Aztecs tied the game in the ninth with a solo homer by Deron Johnson Jr. and a double by Bob Parry that drove home pinch-runner Tom LeVasseur.

Toreros center fielder Dave Jacas scored the winning run on a double by Robbie Rogers.

Brian Tharpe pitched the ninth and 10th innings, earning his first victory. Rusty Elsberry took the loss for the Aztecs.

Uncaged USD²⁹⁵⁵ goes on rampage

**Trounce Gaels 83-53 for 19th victory,
await Sunday night's decision by NIT**

By T.J. Simers
Staff Writer

MORAGA — The University of San Diego men's basketball team, seeking the attention of the National Invitation Tournament, flashed an overpowering finishing kick to its regular season last night by drubbing St. Mary's, 83-53, in McKeon Pavilion.

For a while, though, the Toreros weren't sure they would make it here. In getting ready to leave their hotel for the game last night, eight of USD's players, including four starters, were stranded on an elevator for more than 30 minutes.

"I heard them screaming and pushing the alarm, but I was on a different elevator," said USD starting guard Pete Murphy.

"It was scary; a couple of guys were gasping for air," said 7-foot center Scott Thompson, who was jammed into the elevator. "They couldn't get us out; we finally had to climb out the top."

Once uncaged, the Toreros went on a rampage, piling up a 27-point half-time lead before finishing on cruise control with their reserves.

"That's as good as we can play," said USD coach Hank Egan.

The victory gave the Toreros (19-9) their most wins ever as a Division I school, and their 9-5 West Coast Athletic Conference mark placed them third behind 13-1 Pepperdine and 10-4 Loyola.

Loyola, too, is courting the favor of the NIT, but the Lions lost to Pepperdine last night 87-82. That gave USD a 19-9 to 18-10 overall record advantage over the Lions. The NIT will announce its 32-team field Sunday evening after the NCAA's naming of its 64-team field.

"I don't have the foggiest idea of what the story is with the NIT," said Egan, who never has coached a post-season tournament team. "People tell me we have an outside shot. Now

WCAC

Final standings

Team	Overall	Con.
Pepperdine	25-4	13-1
Loyola	18-10	10-4
Toreros	19-9	9-5
Gonzaga	15-13	8-6
Santa Clara	12-16	7-7
Portland	13-15	4-10
St. Mary's	10-17	3-11
San Francisco	7-20	2-11

I'll tell you I'm not completely objective, but I'd vote for us hands down."

"We're going to practice Friday," Thompson said, "and hope we get into the NIT."

Thompson, playing in front of his parents and grandparents, eventually became the man everyone was watching last night. He flipped in 15 first-half points to stake the Toreros to a 49-22 halftime lead and, playing only part time in the final 20 minutes, finished with 19.

"The coach wanted us to take it right at them early in the game," said Thompson, who scored eight of USD's first 14 points.

"We played well on both ends of the court," Murphy said after scoring 14 points. "The loss at Gonzaga last weekend put us in a bind, but hopefully after this game the NIT will still look at us."

"If San Diego does get in," said St. Mary's coach Bill Oates, "I think they would do really well."

Mercifully for Oates and St. Mary's, the season is over. The half-time show, featuring the Belles of St. Mary's (the Gaels' cheerleaders), was the only highlight of the evening for the hometown faithful. USD, with its 49 first-half points, had its biggest scoring half of the year.

See USD on Page C-3

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 6 1986

Allen's P. C. B. Est. 1888

USD: Routs St. Mary's

Continued from C-1

The Toreros used 11 players in the first half and played all 12 in the second half to ease up on the Gaels. USD sophomore reserve center Jim Pelton, making his four shots last night, finished the season 12-for-12 from the field.

Though Pelton gets the chance to return, there is no way of telling if the same can be said for Oates. St. Mary's, which fired football coach Joe DeLuca this week, may be looking at Oates now. The Gaels lost 10 of their final 11 games to finish 10-17 and 3-11 in the WCAC.

The Gaels had stayed within four points of the Toreros midway through the first half, but then USD went on a 21-4 binge to take a 39-18 lead.

USD, ranked 10th in the nation in field-goal defense with a season mark of 42.5 percent, improved its statistics by limiting St. Mary's to 39 percent last night.

Robert Haugen, who led the nation in field-goal shooting before playing USD earlier this season, was befuddled once again by the Toreros' defense. Haugen, the WCAC freshman of the year, set a St. Mary's record by hitting 65.2 percent of his shots, but against USD this season Haugen was 2-for-6.

"We weren't really doing anything different on him," Egan said. "It was just good defense."

It was also a great way to end a season for the Toreros — NIT bid or not.

"That's what I told our kids," said Egan. "It's a good way to finish."

Local Briefs

USD downs SDSU, 6-5

2955

The University of San Diego avenged last Wednesday's 12-1 loss at San Diego State with a 6-5 victory at home yesterday in 10 innings.

Torero center fielder Dave Jacas singled, was sacrificed to second and scored the winning run on Robbie Rogers' line double over a diving Eric Wood in center field.

The Aztecs (7-4) tied the game in the ninth when Deron Johnson Jr. hit a solo homer and Bob Parry doubled down the right-field line to score pinch-runner Tom LeVasseur.

Brian Tharpe pitched the ninth and 10th innings to gain his first decision. Rusty Elsberry took the loss.

USIU 5, Chapman 4 — USIU (4-16) led by 5-0 going into the top of the ninth inning but had to throw out the potential tying run at the plate with two out to defeat visiting Chapman. The Panthers (6-11) had rallied with a double, two singles, a walk and an error. Gulls catcher Mark Waters had three RBI, and Chris Botte hit a solo home run, his first of the season, in the seventh. Mike Poteet (2-4) went eight innings.

Santa Ana 10, MiraCosta 6 — MiraCosta led by 1-0 in the top of the first but gave up 10 runs in the next four innings. Greg Garman (0-2) took the loss, and MiraCosta fell to 3-6.

SDSU VOLLEYBALL — Adam Johnson of Southern Cal made 20 kills to lead the second-ranked Trojans to a 15-9, 15-8, 15-6 victory over San Diego State at Peterson Gym. San Diego State's John Eddo and John Forrest contributed 17 and 16 kills, respectively. The 10th-ranked Aztecs dropped to 6-7 overall and 5-6 in the California Intercollegiate Volleyball Association.

UCSD TENNIS — The Tritons men's team defeated visiting Cal Poly Pomona, 6-3. Mark Sandknop gave the Tritons (3-3) a 5-1 advantage after he won his No. 2 singles match.

MESA GOLF — The Mesa men's team (378 points) swept four of the top five places in defeating host San Bernardino Valley (390) and Mt. San Antonio (440) yesterday. Three Olympians, Scott Buchanon, Scott Whitmayer and Steve Janke, shared the low of 75. John Kennedy was fifth for the Olympians at 76, and Ray Babcock shot 77.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 7 1986

Allen's P. C. B. Est. 1888

NIT pickers keep Toreros on tenterhooks

By T.J. Simers 2955
Staff Writer

The National Invitation Tournament confirmed yesterday that the University of San Diego basketball team is being considered for the 32-team tourney.

"I asked and I was told by Paul Clark (the NIT's chief administrator) that we are being considered," said the Rev. Patrick Cahill, USD's athletic director. "I gave him the number where I could be reached Sunday and

he said a call would be coming — if we are chosen — at 6, 7 or 8 p.m."

USD coach Hank Egan, who has scheduled a 5 p.m. Sunday practice, was also on the phone yesterday, seeking advice from friend and '85 NIT runner-up Bobby Knight, Indiana's coach.

"He told me to try to get to the people on the NIT committee and express my feelings of interest," Egan said. "He said don't hesitate in doing that, so I won't."

Egan spent time lobbying with Portland coach Jack Avina, who is a member of a West Coast advising committee to the NIT.

"I just told Jack, 'Remember us.' I know it's a slim chance, but there is a chance because the NIT told us we are being considered," Egan said.

"Frankly, I'm very high on San Diego," Avina said. "They beat the hell out of us twice this season; I happen to think they are one of the better teams around."

While Cahill and Egan worked the phones, USD sports information director Ted Gosen prepared a "season highlight" packet to be sent by Federal Express to each member of the NIT selection committee last night.

The Toreros, after recording a 30-point win at St. Mary's Wednesday night, finished 19-9 for the season and 9-5 in the West Coast Athletic Conference. In vying for NIT attention, however, they may first have to beat out Loyola Marymount, something

they could not do on the court this season.

"I'm afraid we have two strikes against us," Cahill said. "We finished third behind Loyola, who was second in the conference, and they beat us twice. Of course we won more games and won more Division I games than they did."

The Lions, 18-10 and 10-4 in WCAC play, defeated the Toreros 72-70 and 67-59 during the regular season and

See USD on Page E-4

USD: Looking for some help

Continued from E-1

also are courting the powers that be in the NIT.

Neither Loyola nor USD will host an NIT game if selected, because of the size of their gyms, and they will not be matched against teams they have already played. After the NIT picks 16 teams with good-sized arenas, the selection committee will attempt to match teams to tournament sites that will result in inexpensive travel.

After doing some checking, and comparing some records, the Toreros discovered that games at

Northern Arizona (\$78 round-trip airfare plus a bus ride to Flagstaff), UCLA, Cal, Wyoming (\$98 roundtrip airfare to Denver and a bustrip) and BYU and Utah (\$158 roundtrip airfare) would offer them their best chances of playing in the NIT.

"Have team, will travel," said Egan. "We'll go anywhere."

Teams expected to contend against USD as NIT travel partners include Loyola, UC-Irvine, San Jose State and Eastern Washington.

Last year, the NIT selected five teams from the West: Fresno State, Montana, New Mexico, Santa Clara (from the WCAC) and UCLA, which went on to win the tournament.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 8 1986

Allen's P. C. B. Est. 1888

★Canepa

Continued From B-1

Not that it will matter to us, anyway. If you're on cable, you aren't going to see it here. Chl. 8, CBS's local affiliate, won't show it at any time tomorrow because the Easter Seals Telethon will be running during that period.

Chl. 8, you are officially pardoned here. Of course, there will be complainers.

"Oh, yeah," says one Chl. 8 spokesman. "We'll get complaints. We're already hearing about not showing the Michigan-Indiana game (today), even though there's nothing we can do about it. The network isn't feeding it to us."

ESPN is the real home of this tournament, anyway. CBS doesn't jump in until the crunch comes later on. If you take college hoops in the veins, ESPN's the place for you. The cable network, which reaches 37 million homes, will have televised 26 conference playoff games by tomorrow, 22 of them live. ESPN also will bring us 21 NCAA Tournament affairs, 12 of them live, beginning next Thursday.

So, what the heck. If you're that desperate to know what's going on tomorrow, send a check to Easter Seals and turn on ESPN.

■ ■ ■

I was reading the other day where the Atlantic Coast Conference will send as many as six teams to the NCAA Tournament. And you can depend on the Big East — that made-for-TV basketball conference — having its share.

Sounds fair to me.

Dick Schultz, who chairs the NCAA's Basketball Selection Committee, claims that sentiment will be no factor in choosing the 64-team tournament.

According to Schultz, a team such as Villanova, last year's national champion, will "have to earn it."

The Wildcats, who have won more than 20 games in the Big East, have earned it. Poor example, Dick. Besides, if they don't make it, they may go to the NIT and take on USD.

Yeah, and I'm John Wooden.

Adds Schultz: "Once you get the 55-

56 teams, the closer you get to 64, it gets harder and harder. They all look alike. It's like splitting hairs."

It's nice to know, Dick, that there are at least 55 remarkable college basketball teams in the United States. The way you put it, Manhattan College, ranked dead last in America, may be on pins and needles tomorrow awaiting its bid.

After all, they all look alike.

■ ■ ■

As you may or may not know, the selection committee now puts great stock in strength of schedule. That's why San Diego State coach Smokey Gaines — whose team would not have made the NCAAs last year had it not won the WAC Tournament, despite a 23-win season — scheduled more difficult teams this winter.

I understand that according to NCAA computers, Louisville has had the most difficult non-conference schedule this season. In other words, the Cardinals, playing extremely well now, anyway, would be a lock with just a decent season.

Maryland, the computer says, had the toughest schedule overall. The Terps' non-conference schedule ranked 11th, but coupled with their ACC games, they moved to No. 1.

Here are the 10 teams with the toughest overall schedules, according to the NCAA: Maryland, Louisville, Georgia Tech, Cincinnati, Providence, Kansas, Wake Forest, Iowa State, Michigan and Connecticut.

Here are the 10 schools with the most difficult non-conference schedules: Louisville, New Mexico State, St. Bonaventure, St. Joseph's (Pa.), UCLA, Kent State, Cincinnati, Kansas, Middle Tennessee and Georgia Tech.

In getting to the tournament, Louisville not only played Memphis State and Virginia Tech twice in the Metro Conference, but also had to see Kansas (twice), St. John's, Kentucky, Syracuse, Indiana, Purdue, UCLA, North Carolina State and DePaul.

Now that's a major college schedule. Smokey, get on the phone.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 8 1986

Allen's P.C.B. File 1553



Tribune staff photo

USD COACH HANK EGAN IS HOPING TO HEAR FROM NIT

Anxious for bid, Toreros wait and hope

By T.R. Reinman

Tribune Sportswriter

First, a little conjecture. Realistically, what are USD's chances of getting an invitation to the NIT?

"I don't know," says USD coach Hank Egan. "I don't know how it works."

What he does know is that it's all right to do a little campaigning, and he's done that much.

"I left messages with some people in New York, saying that we'd be very interested in coming," says Egan. "Coming, because we sure aren't going to host a game."

But while USD finished at 19-9, its best-ever Division I record, the Toreros also finished third in the WCAC, behind Pepperdine, which will go to the NCAA as the conference champion, and Loyola Marymount, which beat USD twice and finished at 18-10.

"Hmmm," says Egan when reminded of that last item. "So it doesn't look good. How about if they want victims, like for UCLA or BYU?"

This was offered with the familiar Egan wryness, an almost cat-that-got-the-canary sort of smile. It was the same smile he had back in October when he was assessing the then-upcoming season.

Egan knew he had a big man in Scott Thompson and a shooter in guard Pete Murphy. He also knew it was the start of his second season at USD, time for the ghost of former coach Jim Brovelli to be exorcised from the Sports Center. If the team chemistry came together, Egan said at the time, its cup would bubble over.

"My goal," says Egan, "was to get them to play as well as they could play and let the wins fall where they might."

The team set different ones: to make the championship game of the three tournaments it had scheduled. To beat San Diego State and USIU for the city championship. To win 20 games. To win

the WCAC title. To get into postseason play.

How does 1-for-5 strike you? At least the city title belongs to USD.

"I wouldn't say it was a disappointing season," says Murphy, one of three key seniors (swingman Mark Bostic and reserve forward James Knight are the other two). "We still feel good about it because we gave all we had. We just lost a lot of close ones."

Says Thompson: "That was the difference between this year and my freshman year, when we went to the NCAA. We won the close ones then."

But, says Egan, who shared the WCAC Coach of the Year honor with Pepperdine's Jim Harrick, "I don't think you get 19 wins and call it disappointing, no matter what happens with the NIT. It was a season where there were a lot of good games and some bad ones. Unfortunately, the bad ones were so close, so there'll be a lot of 'what ifs.'"

Of USD's five league losses, three were decided by a total of five points. The Toreros had a shot and a couple of tip-in attempts in the final seconds at Santa Clara, but couldn't convert and lost by two. Loyola Marymount won on a last second shot from the top of the key. Pepperdine, which lost only to USD, DePaul, Kentucky and Kansas, beat the Toreros only after stealing a pass and scoring in the final seconds. Egan said then and guard Paul Leonard said yesterday that Pepperdine game at Malibu was still probably USD's best of the year.

And what if Knight hadn't inadvertently tipped in a missed South Florida free throw at the buzzer in the Texas tournament? The Toreros would have won by a point and made the championship game in two of their three tournaments. And they wouldn't have played and beaten Alaska-Anchorage, a Division II team, in the consolation. And, if all else remained the same, they would have won 30 games. How does 2-for-5 strike you? That might

have helped the NIT selectors.

"It's unfortunate," says Egan, "because since we came so close, people might forget what we accomplished."

Here's a quick reminder:

■ The ghost of "Jim who?"

"We came out and played so well with Coach Egan's method," says Leonard. "We were in every game we played well, and that was just about every one of them. We know what is expected of everyone. We should only improve next year."

Says Egan: "I certainly wouldn't say 'Jim who?', but the getting-to-know-you period is over."

■ The development of Thompson.

The WCAC Freshman of the Year two seasons ago and an all-conference selection since then, the 7-foot Thompson led the Toreros in scoring and rebounding again this year, but really blossomed late in the season.

"It was after the second USF game," says Egan. "I'm not sure what happened, but he started coming down the floor saying, 'Give me the ball.' I mean, 'Give me the ball now.' He's a different player now than he was at the beginning of the year."

■ The play of Leonard.

"One thing that has been overlooked," says Egan, "is what he's meant in the overall picture."

Leonard, a 6-foot junior, was dunking with the big boys after yesterday's shootaround. He led the team in assists, and turnovers, but his up-tempo-within-the-pattern approach, his defense and his presence were often missed behind Thompson, Murphy and others.

Unless the NIT calls tomorrow evening — at which point 3-for-5 would strike USD just right — the 1985-86 season highlight film will be called "Close But No Cigar."

But smoking stunts your growth, anyway. And besides, says Murphy, "We don't have that far to go. I think they'll remember that next year."

MAR 10 1986

Allen's P.C.B. Est. 1985



Denise Carabet

"A ROLLING LOAN gathers no loss," is the somewhat irreverent but all too true experience of lenders to Third World nations, said Leland Prussia, of BankAmerica Corp. "We all have been managing that (total \$500 billion) debt by restructuring the loans when needed ... rolling them over into longer terms."

Participating in University of San Diego's Distinguished Lecturer series Friday, Prussia added that some banks — including his own — were in the process of writing down and taking losses on loans to private industry in the Third World but not to the foreign governments as yet. He said the banking fraternity is more worried about those countries' capital flight than their repudiating their loan obligations.

Last week was a volatile one for the nation's second-largest bank, and even more so for its top management as Bank of America's board of directors bowed to the demands of some very unhappy shareholders and rearranged the executive suite. Among the changes: Prussia was stripped of his longtime bank chairmanship and named chairman of the executive committee instead, and president Sam Armacost took over as chairman, thereby extricating him from day-to-day management.

Prussia intimated that the shakeup was "part of our strategic plan" and that shareholders — "who had every right to be unhappy when dividends were cancelled ... were very vocal about it" — would quiet down inasmuch as the bank's financial performance is slowly being righted.

"Our loan loss experience is improving by a healthy amount," although it is still a way from what he termed a normal level of about one-half of 1 percent. "And we will have positive earnings in 1986 ... of a comfortable level, but not what we can and expect to do in the future."

He also reiterated that despite reports to the contrary, BofA "is not involved in any merger activity with any banking institution, including First Interstate Bank."

Prussia allowed that some of the bank's optimism was predicated on the economy behaving in the low-interest-rate, slow-but-positive growth environment about which he spoke.

• He sees an "uneasy balance" between deflationary (dropping oil prices, a still-strong dollar) and inflationary (money supply growth, probability of protectionist laws) offsetting forces.

• America's headlong jump into debt financing is disturbing to him, more as an indication of the lack of discipline and "moral fiber" that is needed to lick the biggest short-term debt — the federal deficit — than anything else. "But we've institutionalized debt ... the economics of taxes tell us to rack up debt," he said, noting that household debt now averages 19 percent of take-home pay, and 3 percent of take-home is dedicated to nothing but interest payments.

Actually, he counseled, the personal debt numbers sound more startling than they really are. "Baby boomers are at the prime borrowing age," their bulk tending to skew debt figures. Too, closer looks at debt breakdown shows that debtors can afford it, for two top tax brackets account for 50 percent of all personal debt; the bottom two brackets for less than 5 percent.

• Prussia is not so sanguine about corporate debt, however, especially with the leverage ratios that recent merger and acquisition mania exacerbated. Corporate bonds are being downgraded — "including BofA, I'm sorry to say" — in record numbers as more and more companies find themselves vulnerable to any upturns in interest rates.

• There is still plenty of room for further interest rate decreases, even beyond last week's decline in the Fed discount rate, he said. Even stubborn mortgage rates should inch down, following the Treasury bond lead. Only credit cards — which Prussia weakly defended as a "very expensive business to be in" — likely won't budge.

• On the Washington scene, he thinks tax reform will pass, but as "a toothless tiger," and that President Reagan will have to "buy into tax increases," especially since "the administration budget optimistically assumes this growth business cycle will last nine years — three times longer than any modern cycle."

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 10 1986

Allen's P. C. B. Est. 1888

USD offers ²⁹⁵⁵ free cab fare to students

By Michael Scott-Blair
Staff Writer

Sally was attending a student party celebrating another University of San Diego basketball team victory, but Sally was uncomfortable and getting more uncomfortable by the minute.

Her date, a fellow USD student, had driven her to the party, but he was getting drunk.

Now she was on the other side of town with very little money in her purse, and her drunken date was her ride home.

It is not an uncommon situation, say officials at USD, but the campus student body government and student services have found an uncommon solution.

Sally (not her real name) simply picked up the telephone, called Orange Cab Co. of San Diego, and got

See USD on Page B-8

USD: 'College Cab' picks up students' tab

Continued from B-1

a free ride home, courtesy of the university and student government.

Called "College Cab," it is believed to be the first comprehensive free cab service in the nation to be developed between a university and a cab company.

Other schools have programs attempting to offer similar assistance, although they are considerably smaller in scope. Both SDSU and UCSD have escort services within their campuses, officials said.

"Other universities provide campus transportation for special events, such as an annual ball, for students who get into difficulty, but we believe this is the first time that students have been able to get a free cab out of a difficult situation from anywhere in the city," said Gaye Soroka, USD's special projects coordinator.

"I and many other people here could give you dozens of examples of situation similar to those experienced by Sally," said Soroka.

"Many young women students frequently find themselves in a difficult situation, yet they don't want to make a fuss or accuse their date of being too drunk to drive. And nobody is forgetting that acquaintance, or 'date rape,' is on the increase in the nation," she said.

The service is not just for party goers.

Mindful of the murder of USD honors student Anne Swanke, the new cab service is available to students who find themselves in any kind of

difficult situation where they feel threatened or unsafe.

(Swanke, a senior at USD, was last seen alive at about 2 a.m. Nov. 20, 1984, carrying a can of gasoline back to her stranded car. Her body was found four days later by a hiker on a hillside in Spring Valley.)

"Under the new service, Anne could have gone to the nearest phone, got a free ride home, and taken care of her car the next day," said Soroka.

Paul Briggs, a student government officer active in the Phi Kappa Theta campus fraternity, told of a recent fraternity party where five party goers felt they had drunk too much to be safe on the road.

"We simply called a cab and sent them all home free of charge. It is much safer for them and everyone else," said Briggs.

The program is being jointly funded by \$500 from the student government through student fees, and \$500 from campus funds, to provide a \$1,000 fund for this semester. The program is also being promoted by BACCHUS, an acronym for Boost Alcohol Consciousness Concerning the Health of University Students, a national peer alcohol education group. Bacchus was the Greek and Roman god of wine and revelry.

If the program is successful this semester, additional funding will be made available, officials said.

When using the cab, students must provide their student card for the driver (if they have forgotten their card, the driver can call campus security 24 hours a day to confirm the

student name and number) and then sign the receipt at the end of the ride.

Students are not required to explain why they need the cab to campus authorities and are not called upon to reimburse the expense.

"We find ourselves in a dichotomous position," said Soroka. "In some ways it looks as though we are condoning excessive drinking, which we definitely are not, yet if we don't provide the service, we know we are turning our backs on students who are going to get into difficulties whether we condone it or not."

The student services division considered several alternatives before settling on the cab.

"We thought of making campus transportation available, but quickly realized that we could not be in all places at all times of need," said Soroka.

"Then we remembered the free cab services offered by local companies during national holiday weekends when there is a lot of traditional celebrating. We wondered if we could reach agreement with a local cab company on a more permanent basis," she said.

The Orange company gave the university a price break, and the service went into operation at the beginning of February.

"We have not had a lot of use yet and there is no evidence of any abuses," said Soroka, who said he realizes a student could use the service for other than emergency situations.

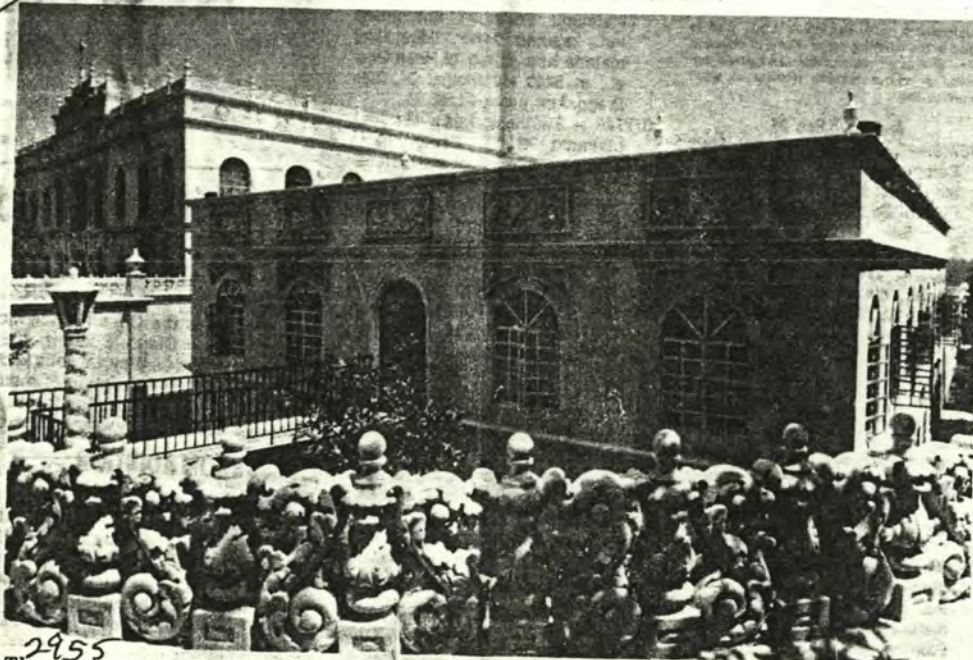
"We don't have any formal plans for checking on abuses at present,

and we only keep the receipts for accounting purposes. But if one student number starts to appear frequently, we might call that student in and see if there are other problems that we can help resolve," she said.

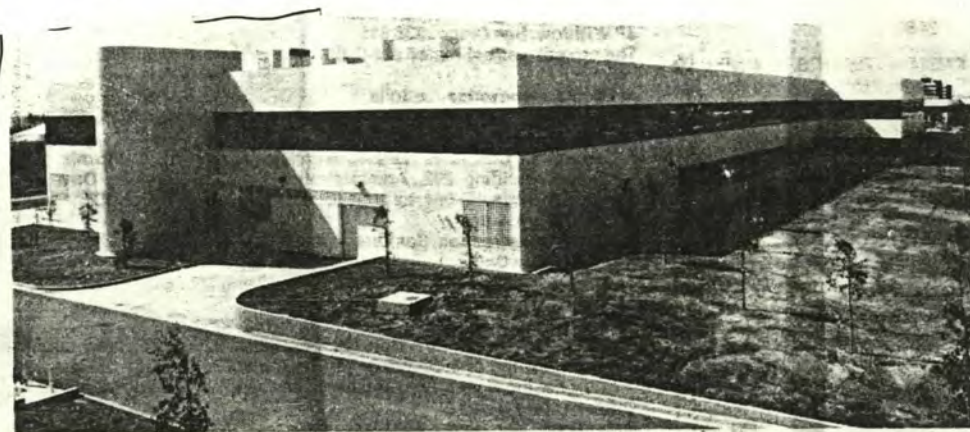
San Diego, CA
(San Diego Co.)
Daily Transcript
(Cir. D. 7,415)

MAR 11 1986

Allen's P.C.B. Est. 1886



2955
The University of San Diego's two-story Guadalupe Hall, built in 1982, is an example of the use of an elaborate exterior on a pre-engineered metal building.



General Dynamics Data Systems Division computer center on Kearny Mesa, one of the largest buildings in San Diego County at 513 feet long and 153 feet wide, demonstrates the versatility possible in pre-engineered structures. Its entrance is at right background.

Chuck Hatch Of Dunphy Construction Co. Tells How

Pre-Engineered Buildings May Save Time, Money For Their Developers

You can get a suit made by a tailor or take it off the rack.

You can get a building done the same way — designed, engineered and built from scratch at the site, or you can get it pre-engineered, factory manufactured and merely assembled at the site.

As with a suit, the ready-made is usually less expensive, equally functional and often just as attractive, says a local construction executive. There's a tad more status with a tailor-made suit, certainly. But, for many men, that doesn't make up for the considerably greater cost.

Chuck Hatch, manager of the pre-engineered systems division of Dunphy Construction, has specified and built pre-engineered structures for more than 12 years.

Many developers and building users might save money, reduce maintenance and even increase functionality if they would eliminate prejudices toward pre-engineered buildings and consider them on their merits, he said in an interview.

"Pre-engineered or 'Butler buildings' have been given an unfair onus by some contractors who build exclusively tailor-made," Hatch said.

"While dead wrong, that's still understandable," he said. "When factory-made buildings were first produced a couple of generations ago, they tended to be in the 'tin shed' category. I guess a similar situation was true in the ready-made suit business.

"But it isn't so anymore. There is total design flexibility and we can go as high as 10 stories," he said.

"Some of the finest industrial and commercial buildings in San Diego, and in the country, are pre-engineered, although few persons beyond the design and building teams realize it."

In San Diego, Hatch said, some of the better pre-engineered structures built by his firm are the Cubic Corp. engineering building, General Dynamics Electronics Division building and its recently completed Data Services Division computer center, the Kaypro Corp. computerized storage facility, the Spruce Street Office Building, the Spectral Dynamics office and assembly building, and the University of San Diego's physical plant building and Guadalupe Hall.

Hatch said that, in addition to initial cost and reduced maintenance,

another plus for pre-engineered structures is the rapid construction timetable.

"Both interim financing and labor costs are thus cut, another benefit to the bottom line," he says. Hatch points to an eye-opening statistic.

"More than half of the low-rise, non-residential structures of up to 150,000 square feet built in the U.S. in recent years utilize pre-engineered metal building systems. They're usually known as 'Butler buildings' although the systems themselves are produced by a number of manufacturers."

(In San Diego, Dunphy Construction utilizes systems produced by Butler Manufacturing Co. of Kansas City, Mo., for its pre-engineered construction.)

Hatch says that among the ready-made systems currently gaining a lion's share of the low-rise market are those for industrial and R&D plants, warehouses, shopping centers and malls, office buildings, community buildings, schools and churches.

"Every building," Hatch points out, "is a complex system engineered to compensate for forces acting on the structure. The skeleton, roof and walls can be thought of as the major subsystems."

"The pre-engineered approach is essentially different from the conventional approach in that the elements of each subsystem and the subsystems themselves are intended to work together from the outset," he said.

"Each component, down to the smallest fastener, is designed to meet the structural engineering demands of the building. Then, components are pre-cut and, ideally, pre-punched and delivered to the site."

"These components can rightfully be called 'systems' when all of the elements are designed and fabricated by one manufacturer so the parts work together, mutually supporting and bracing each other."

"The components should, therefore, be sized efficiently to minimize material waste while providing optimum strength and security," he said.

"Properly carried out, the systems approach is the result of extensive and verifiable research applied to the efforts of professional engineers who prepare designs and specifications for the systems."

"Among the factors studied in the systems utilized by Dunphy are wind and rain loads, heat transfer, seismic conditions, air and water infiltration, solar radiation, salt air and humidity, and other environmental conditions."

Hatch said another surprising

benefit of pre-engineered structures is the wide choice of exterior wall coverings possible.

"This is because the high structural integrity of a pre-engineered steel structure removes the requirement for exterior walls to be load-bearing," he said. "Walls do add to the resistance of the building to horizontal stresses, such as high winds, but their chief purpose is to provide a weather-tight, secure enclosure."

"Virtually any material, including wood, glass, concrete (pre-cast or tilt-up), brick and other masonry may be selected by the owner or his architect."

Hatch said pre-engineered buildings usually are constructed on a design/build or turnkey basis, where the full responsibility for the project, from conception to occupancy, rests with a single firm answering directly to the building's owner.

This is the practice with Dunphy's pre-engineered systems division. Because the contractor controls the entire construction process, he can offer a program that includes a guaranteed maximum cost for the project. The owner, therefore, is in the enviable position of knowing up front exactly how much his project will cost.

The design/build contractor of a pre-engineered project can often reduce by up to one-third the time needed for construction. Construction can actually proceed in steps as portions of the working drawings are completed.

"As more and more developers and owner/users recognize the efficiency, economy and beauty possible with pre-engineered systems, the greatly expanded use we've noticed in the past several years will continue to accelerate," Hatch concluded.



Hatch

MAR 13 1986

Allen's P.C.B. Est. 1888

College Cab frees 2955 students from jams

By Joseph Thesken
Tribune Education Writer

Help is available for University of San Diego students who may find themselves in the following jams:

- Their car breaks down, and they have no way to get home.
- While at a party, they drink too much, and driving home would be hazardous.
- They're on a date that turns out so uncomfortable they'd like to go home on their own.

To take care of such situations, USD has inaugurated a service, College Cab, which assures the students a free taxi ride any time of the day or night to their home or to campus housing.

"The purpose of College Cab is to provide an alternate means of transportation when students are in unsafe situations," said Gaye Soroka, USD coordinator of special projects.

"That's all they have to do is get to the nearest phone or, if their car is disabled, to ask a passing motorist to call for them, and call the phone number of the Orange Cab Co., 291-3333."

The cab company has agreed to respond to any USD student who calls them, Soroka said.

A commercial company was chosen for responsibility and dependability, she said.

College Cab is a pilot project of the Associated Students, the USD Student Affairs Office and the USD Chapter of Boost Alcohol Consciousness Concerning the Health of University Students (BACCHUS). BACCHUS is a national peer-education group.

Under the plan, the student in distress gives the cabdriver his university ID number and is driven home free of charge. The taxi company then is reimbursed by the university

for a voucher signed by the student, Soroka said.

"If the students don't happen to have their ID card with them at the time, the cabdriver can call our security office to verify that they are our students," Soroka said.

The program began in late February as an experiment and may be continued in the fall semester if it proves valuable to the students, Soroka said.

So far, four students have taken advantage of the service. Soroka does not know from what type of situations they were rescued.

Tom Burke, dean of student affairs, said \$1,000 has been set aside this semester to pay for the cab fares.

"That's about 75 to 90 cab rides," he said.

If the cost goes over that, more money will be allocated.

Soroka said the original idea for the service came from the Associated Students' concern about students who overindulge at off-campus parties and may drive home while under the influence.

MAR 13 1986

Allen's P. C. B. Est. 1888

Martinez faces 2955 28 felony counts

Grand jury indictment covers \$1,879 in city credit card bills

Martinez profile — Page A-9

By Lori Weisberg, Staff Writer

City Councilman Uvaldo Martinez was indicted yesterday on 28 felony counts of illegally appropriating public funds for personal use and submitting false records in connection with his use of a city credit card.

The indictment covers a series of 21 drink and meal charges totaling \$1,879.70 made on the credit card between Nov. 1, 1984, and July 24, 1985.

The expenditures — including one tab of \$402.93 — were made at 14 restaurants, among them some of the most expensive in the city.

If convicted on all 28 counts, Martinez could face a maximum sentence of eight years in prison and a \$280,000 fine. Conviction of even a single charge would mean his ouster from office.

"Obviously, I'm disappointed," Martinez said last night from Washington, D.C., where he had gone Tuesday to lobby federal officials in connection with the city's border sewage problems.

"It didn't come as a complete surprise," he said. "When we notified the prosecutor that I was not going to testify before the grand jury, we already pretty much felt there would be an indictment."

Asked if he intends to resign from the council, Martinez, speaking calmly, said: "No, I'm not going to resign. I'm going to continue to be the same councilman I have been, and that's an effective one."

Asked how he could be that while fighting the charges, Martinez said: "It's the lawyer's job to present the defense ... I've got a job to do ... I think it can be done. It's just another phase in the process."

Martinez, 43, who has represented the council's 8th District since 1982, said he has no plans to seek a plea bargain.



File photo

Uvaldo Martinez

The 19-member grand jury, which began its probe Feb. 11, heard testimony from 71 witnesses. The jury deliberated for a little more than two hours before returning the exact indictment requested by prosecutors.

The indictment, returned to Presiding Superior Court Judge Donald Smith, comes after a nearly six-month investigation into allegations that Martinez and his former top aide, Rudy Murillo, fraudulently used their city credit cards.

"Hopefully, this sends out a message that (public officials) ought to

See MARTINEZ on Page A-8

Martinez: Councilman faces 28 counts

Continued from A-1

be observant and circumspect insofar as expenditure of public money is concerned," said Deputy District Attorney Allan J. Preckel, who had presented the grand jury with a proposed indictment.

Martinez is scheduled to be arraigned in Superior Court at 2 p.m. Tuesday.

Preckel said the case is "prosecutable" and that there is a "pattern inherent in the evidence." Preckel said the idea of a plea bargain has not been raised by either the defense or prosecution.

"I am not going to speculate on what the future may bring," Preckel said, adding that he is ethically obliged to discuss a plea bargain if the defense requests it.

Murillo's case before the grand jury is still pending, and testimony will not be heard until Preckel has a chance to work out dates for a trial in Martinez's case, Preckel said.

The indictment comes in a period in which the council has been rocked by scandal involving its own members.

Just three months ago, Roger Hedgecock resigned as mayor after being convicted of perjury and conspiracy. Councilman Ed Struksma is under investigation by the district attorney in connection with expenditures he made during a trip to the East Coast.

Former Councilwoman Maureen O'Connor, who will face Councilman Bill Cleator in a June 3 runoff election for mayor, called for Martinez's resignation, while Cleator said such a decision should be made by Martinez himself.

"My first reaction is that I'm sad for the city and I'm sad for Uvaldo's family," Cleator said. "All politicians in public life will suffer by each one of these situations. A grand jury indictment is really not a conviction, and my only response is to let the process run its course."

Said O'Connor: "This is something that Mr. Martinez got himself in, not some outside force. We are talking about the city of San Diego, a representative of the city. I feel he will

resign in the final analysis."

Council members agreed the indictment will be detrimental to San Diego's image and detract from city business.

"I feel like I've been through this before," said Councilman William Jones. "It's another painful and embarrassing subject to deal with. Attentions will be divided."

"I feel sad the City Council is once again put in this limelight that is unpleasant," said Councilwoman Abbe Wolfsheimer. "But we'll get through; we'll pull together."

She said that if Martinez does leave office, a Hispanic should be appointed in his place.

The district attorney's office began its investigation into Martinez following news reports that a number of people listed by Martinez as his dining partners denied having been with him.

More than two dozen people told *The San Diego Union* they either did not recall dining with Martinez on the occasions he reported to the city auditor or that if they were present, the primary purpose of the meal was social.

Among those who were quick to refute Martinez's claims that they had shared drinks or meals with him were a number of high-ranking officials, including a U.S. congressman, a county supervisor, the mayor of Chula Vista and the president of the San Diego Chamber of Commerce.

Sources said some of Martinez's aides and personal friends were the actual guests at several of the meals. Three members of Martinez's staff were called to testify before the grand jury.

During the 1984-85 fiscal year, Martinez and Murillo charged more than \$6,600 to their credit cards for meals at San Diego restaurants, entertaining a host of politicians, business leaders, developers and members of the media. Their charges were higher than the amount of money charged by all other council members combined.

San Diego area restaurants that were the subject of yesterday's indictment include The Brigantine, Butcher Shop Steak House, Dobson's,

Mister A's, DiCanti Ristorante, Atlantis, L'Escargot, Old Town Mexican Cafe and Tarantino's.

Others are Lubach's, Mulvaney's and Los Arcos in Escondido, Stefano's and Fat City/China Camp.

The bills involved ranged from an \$8.50 charge at Mister A's to a \$402.93 charge at Dobson's. Also included were two meals at DiCanti, each totaling more than \$200.

In one instance, Martinez charged a \$98.13 meal at the Butcher Shop attended by he and his wife, Pat, and University of San Diego baseball coach John Cunningham and his wife, Nancy.

Cunningham later said he and his wife met Martinez by chance at the restaurant and were asked to join them at their table, partly because it was the councilman's birthday.

Soon after revelations began surfacing last fall about Martinez's use of his city credit card, Martinez acknowledged he had been sloppy in his record-keeping, but maintained he was guilty of nothing more.

"I am probably one of the most disorganized people on the (council) floor, and I'm paying the price for it," he said in an interview in September.

In an open council session months later, Martinez publicly apologized for any embarrassment he might have caused the city.

Martinez's first lawyer, William Grauer, hired a private investigator, who prepared an 800-page report for the district attorney's office detailing who had dined with Martinez on his city credit card.

Fallout from the controversy came quickly at City Hall. Council members began calling for a new policy on credit cards and reimbursement for city expenditures.

As a result, a new policy was formulated by the city manager and city auditor that halted the issuance of credit cards to council members and city employees and tightened guidelines on expenditures charged to the city. Limits also were placed on how much could be spent on breakfasts, lunches and dinners.

Murillo was asked to resign from Martinez's staff, and Colin Flaherty,

a former aide who had been serving as press secretary for the campaign to defeat the Managed Growth Initiative, resigned from the campaign because he felt he had become a political liability.

Martinez is working on trying to reduce an \$18,000 debt he accrued for legal and other expenses related to his campaign. He was forced to seek a court-appointed attorney when he could no longer pay his lawyer's bills.

Martinez's political allies, past and present, reacted with sadness to the news of the indictments.

"It's a dismaying development, but I think he should remain in office until he has gone through the process, and let's see where we stand," said David Lewis, whose political consulting firm ran Martinez's 1983 council campaign.

"He has had just about as much scrutiny and attention as anybody, except possibly Roger Hedgecock, in the past few months and has operated effectively. I think he can continue doing that. I think he should get his turn in court before he makes any career moves."

"I know that a lot of people are saying it would be better to resign," said restaurateur Ralph Pesqueira, a friend of Martinez's.

"(But) Uvaldo could do a very effective job as a councilman during this entire thing, and if he could be acquitted he would put everything behind him and the city would go forward ... I think he's very strong."

"I'd like him to know there are people out there who are his friends and that when he has the opportunity to clear himself, he'll feel a whole lot better about it," said Don Harrison, a longtime Martinez friend. "... Uvaldo wants to clear his name ... He'll want to stay in there."

Attorney Celia Ballesteros, whom Martinez defeated in 1983, said, "It is really a tragic thing, a personal tragedy for him to have to go through this."

Also contributing to this report were Copley News Service reporter William Osborne and staff writers Carol Sottili, Michael Smolens and Gerry Braun.

Los Angeles, CA
(Los Angeles Co.)
Times
(San Diego Ed.)
(Cir. D 50,010)
(Cir. 8 55,573)

MAR 18 1986

Allen's P.C.A. Ed. 1986

Action

A Search for Solitude: San Diego Rowers Lured by Quiet Sport

By GORDON SMITH

SAN DIEGO—An hour before dawn, Mission Bay is a dark, placid expanse.

Reflections of street lights seem to float on its surface, rocking gently from side to side with the tide.

Now and then the shrill cry of a shore bird cuts through the darkness.

Far out on the water, shadowy figures in long, narrow boats glide across the water, moving rhythmically as they go. They are rowers, and this is their hour.

At a time when most residents of the city are getting acquainted with a new day over bacon and coffee—or are still lying in bed thinking about getting acquainted with it—the surface of Mission Bay is alive with people rowing around like so many aquatic bugs.

Among them are the four- and eight-person crews from San Diego State University, UC San Diego and the University of San Diego, who pull at their oars in unison while coaches follow in motorboats, shouting instructions through bullhorns. But an increasing number of individuals are also out on the bay, rowing for miles each morning simply for the exercise and joy of being on the water. They include professionals and retirees, many of them women.

At the San Diego Rowing Club, membership has climbed to 150 from a low of 25 in the late 1970s, according to President Tom Ward-McKinlay. Duke Robinson, vice president of the Mission Bay Rowing Assn., which administers fees and equipment for local college teams as well as for about 200 recreational rowers, said membership "is easily up 33% over two years ago."

Robinson said the 1984 Olympic

Games in Los Angeles greatly stimulated interest in rowing. He also pointed out that more women are taking up the sport because of the proliferation of women's crews in colleges. "There are almost as many women rowers now as there are men," he said.

In spite of its growing popularity, rowing is still a relatively uncommon form of exercise, and those who stick with it after college tend to be individualists. "Not everyone does it, and I like that," Dennis Whelan said.

Whelan, 34, is an architect for the firm of Mosher, Drey, Watson & Ferguson. As an undergraduate at UC Santa Barbara, he was a member of the crew. But he hadn't touched an oar in five years when

he took up rowing again last summer. Now he rows three times a week, starting about 5:45 a.m. and averaging three to six miles each time.

Like many of those who row, Whelan has an intense, almost mystical, devotion to the sport. "You know that blissful state you sometimes get when running, when you're moving fast and not feeling as if you're working hard to do it? With rowing it happens a lot more often," he said.

"It's very, very satisfying. The word 'euphoria' comes close to describing the feeling you get."

Stuart Neffeler, 53, director of marketing for Copley Newspapers,

Please see ROWERS, Page 20



Rowers Stuart Neffeler, left, and Dennis Whelan. Above, they row in their single rowing sculls toward pilings under the Ingraham Street Bridge.



Photos by
BARBARA MARTIN
Los Angeles Times

ROWERS: In Search of Solitude

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Continued from Page 1

agreed that rowing "gets into your system. It's like a narcotic."

"The beauty of it is that it's a pure athletic activity. There are no professional teams or high fives... but most of us who get involved with it end up remaining around it forever."

Neffeler rowed competitively at the University of Southern California in the late 1950s. But he had long given it up when, five years ago, he decided to see if he could interest his two teen-age sons in the sport. He took the boys out in a boat a few times; they didn't think much of it. Neffeler, however, began rowing in earnest again.

Now he is out on the bay at 5:30 a.m. five or six times a week. He begins at Santa Clara Point, then rows under the Ingraham Street bridge and around the eastern part of the bay to the Hilton Hotel before returning. It takes him about an hour to complete the eight-mile route.

Neffeler explained that early morning is the best time for rowing because water skiers are scarce and there is little wind. Both create swells on the bay's surface that make rowing difficult and sometimes impossible. "Once you've got a chop on the water, forget it," he said.

"But all of us who do this appreciate the beauty of the bay in the early morning, too," he said. "The moon, the stars, the light on the water and the sunrises are fantastic. I grew up in Los Angeles and spent a lot of time near the ocean, but I've never seen so many different kinds of birds as I have since I've been rowing."

Whelan said he likes "to row for a half hour and then stop dead in the water, and just look at the fog or watch the sun rise. You really feel like you're out alone, apart from everyone." But he added that rowing is a deceptively simple-looking exercise that in reality can be "lung searing."

"Rowing burns more calories per hour than anything but cross-country skiing," Neffeler said. "Most of the effort comes from your legs... but different parts of the body are doing different things. You really have to concentrate."

The boats are highly responsive to the slightest ripple—and the slightest mistake. These are not dumpy aluminum rowboats like the one your grandfather climbs in to go fishing. They're lightweight, needle-shaped shells of wood or fiberglass, with seats that slide backward and forward as you row. They cost \$2,000 to \$4,500, and an average shell for one person is 28 feet long and only a foot across at the widest point. They move fast, but they're also unstable in the water. One false move and you're likely to be treading water—cold

That's why rowers tend to grumble about water skiers and the boats that tow them. The wakes they leave aren't always large, but even a small wake can cause a lightweight shell to rock violently.

"It wouldn't be so bad if they were more considerate, but they seem to have no idea of the effect they have on you," said Ward-McKinlay, explaining that skiers often pass within a few feet of hard-working rowers.

Another constant danger for the rowers is collisions. It's the nature of the sport to row "blind," with your back pointed in the direction you're going. Neffeler said most rowers try to memorize the positions of all the buoys in the bay, because a collision with one of them can not only send you for an unexpected swim but also damage your rowing shell.

Nevertheless, collisions with the buoys are not infrequent. One hapless rower here actually speared a buoy with the sharp bow of his shell, and was unable to move forward or backward until another rower came by and helped him disengage it. Neffeler hit a buoy recently when he adjusted his course to avoid a fisherman's line.

He also ran into a seal a few weeks ago and pitched into the bay.

"It didn't damage the boat, but I thought for a moment the seal was going to come after me," Neffeler said.

Such unpleasanties do not deter the devoted rower. "An enormous challenge develops" to stroke the oars cleanly and efficiently, Neffeler explained. "You never really get to the point where you're taking perfect strokes every time."

Whelan agreed that the "pursuit of perfection" motivates many of those who row. "There are eight or 12 different parts in the stroke, and every one of them requires attention. You have to concentrate all the time or it goes wrong," he said.

"Sure, I have to get up at 4:30 a.m. to pack my breakfast and lunch for the day" in order to row for an hour before work, he said. "And to do that, I go to bed at 9 or 10 at night, which doesn't leave much time for a social life."

"But in a way, rowers are like those people who travel to Katmandu to seek out a yogi. Every now and then when you're out on the water, there comes a transcendent moment when the boat just lifts off the surface, and you can actually hear the water singing on the hull...."

"To tell the truth, I'd love to just row all the time."

San Diego, CA
(San Diego Co.)
Clairmont-Linda Vista
Star News
(Cir. 2xW.)

MAR 13 1986

Allen's P. C. B. Est. 1888

USD prepares for Alzheimer's project

Volunteers are ~~currently~~ needed to take part in a program designed to aid those who provide care for victims of Alzheimer's Disease.

Individuals participating in the project will learn strategies and techniques for stimulating memory and problem-solving skills in patients.

The program, which will be con-

ducted at the volunteer's home, is sponsored by the University of San Diego School of Nursing.

For additional information regarding eligibility requirements, call Dr. Mary P. Quayhagen at 260-4578.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 13 1986

Allen's P. C. B Est. 1888

■ ■ ■
TENNIS — The Toreros Curtis Dadian defeated Purdue's Mark Koza in tennis yesterday to bring USD its only match win in a 5-1 defeat. The doubles matches were cancelled because of rain.
2955
■ ■ ■

Los Angeles, CA
(Los Angeles Co.)
Los Angeles Times
(Cir. D. 1,076,466)
(Cir. S. 1,346,343)

MAR 13 1986

Allen's P.C.B. Est. 1888

Harrick, Mulligan Express Interest in USC Job

2955
By MAL FLORENCE, Times Staff Writer

It has been reported that Jim Harrick has done about all he can do at Pepperdine and that, perhaps, it's time to move on—if he can find the right coaching situation.

He would like to stay in Southern California and would be gratified, his friends say, if he were to become the new coach at the University of Southern California.

That job became available Tuesday when Stan Morrison, USC's coach for the last seven years, announced his resignation to become an associate athletic director at the school.

"If USC is interested in me, I would be interested in them," Harrick said Wednesday.

USC has just begun the process of selecting a new coach through a committee process.

USC Athletic Director Mike McGee said that he didn't want to be held to a timetable in regard to choosing a coach because many of the candidates are involved in the NCAA tournament.

Harrick is one of them. His Waves, the Western Collegiate Athletic Conference champion with a 25-4 record, will meet Maryland in a first-round NCAA tournament game Friday at the Long Beach Arena.

Whenever there is a major coaching vacancy, schools announce grandly that they're conducting a nationwide search.

Perhaps, the Trojans won't have to look any farther than their own backyard.

Harrick, the four-time WCAC coach of the year, is presumably

available. So is UC Irvine's Bill Mulligan, the 1986 coach of the year in the Pacific Coast Athletic Assn.

Mulligan, a former USC assistant coach, was asked if he's seeking the USC job.

"I'd be interested in talking to them," Mulligan said cautiously.

Harrick and Mulligan have the advantage of having recruited in this area while maintaining numerous contacts.

That fact isn't lost on the USC administration, although there are such other coaching prospects as:

—Boyd Grant, Fresno State's successful coach, who resigned Monday, although those close to Grant say he wants to get out of coaching.

—Gary Colson, New Mexico's

coach, who formerly coached at Pepperdine, is presumably interested in the job.

—John Block, a former USC star player, and a former head coach and assistant at the University of San Diego and Oral Roberts, respectively, also is presumed to be interested.

Other possible candidate are Bill Foster, who just resigned as South Carolina's coach, and George Karl, the coach of the Cleveland Cavaliers of the NBA. Karl also has been mentioned for the vacancy at the University of Pittsburgh.

It's believed that Gary Williams, the Boston College coach, was McGee's first choice for the USC job. But Williams is likely to become Ohio State's coach. A Colum-

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USC

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Continued from Page 2

bus, Ohio, newspaper has reported that Williams' appointment at Ohio State would be announced this afternoon.

It has also been rumored that McGee already has some definite candidates in mind and that the committee process is a smoke screen.

One of those would be Cincinnati Coach Tony Yates, who was hired by McGee when McGee was that school's athletic director.

But Yates' three-year record of 32-55 isn't very attractive.

Bob Boyd's name has also surfaced. The former USC coach has left Mississippi State and is reportedly not interested in coaching in the college ranks anymore.

Major coaches will not necessarily be lining up for the USC job, though. The basketball program has long been a stepchild to the football program; there is apathy among students and alumni that is reflected in the small crowds over

the years at the Sports Arena, and there aren't many perks, such as a radio or TV show or a summer basketball camp, to attract a big-name coach.

USC is also the only school in the Pacific 10 that doesn't have a campus arena. Rival schools point out those things to potential recruits.

There is a plan within the university to either make the Sports Arena a more attractive site or build a campus facility, although that latter project is down the road.

Although McGee and Morrison said at a Tuesday night press conference that they had formerly discussed the possibility of Morrison's moving into the administrative field, it's believed he was forced to resign in the wake of USC's last-place standing in the Pac-10 and ongoing personnel problems, most recently the suspension of forward Derrick Dowell.

Not only has Morrison left the coaching job he held for seven years, but there also is a possibility

that some of his star freshmen players may transfer to another school.

Hank Gathers and Bo Kimble, both recruited from Philadelphia by assistant coach David Spencer, said they were upset and shocked by Morrison's resignation.

Gathers, Kimble and freshmen Tom Lewis and Rich Grande reportedly met late Tuesday night to express their support for Morrison, saying they wanted their coach to stay.

There isn't the likelihood of that, but Spencer said he hopes to be retained by the new coach.

"The assistants are still working and recruiting, and hopefully I'll be retained," Spencer said. "If not, I don't intend to get out of coaching."

Even though Morrison is no longer USC's coach, Spencer said that USC has not lost out in the recruiting competition to sign Chris Monk, a 6-9, 235-pound prep star from San Francisco. After early signings, USC has only one scholarship available.

MAR 14 1986

Allen's P. C. B. Est. 1888



USD tops out its 'living room'

University Center, the \$9 million "living room" on the University of San Diego campus, recently was topped out as the last of nearly 500 tons of steel beams was hoisted into place, according to Paul Muzzy, marketing director for Trepte Construction Co., the general contractor.

The ceremony included the signing of the final beam by officiating members before it was installed. Those in attendance included USD president Author E. Hughes; Roy Drew, principal of project architects Mosher/Drew/Watson/Ferguson; Herman Kopf, vice president of Artimex Iron; and Gene Trepte and Mike King, both of Trepte Construction Co.

The 74,500-square-foot facility consists of two levels. The main level will feature a student dining hall, faculty dining room, student government and student affairs offices, deli, sundries store, lounge and multipurpose program room. The lower level will house a center for student organizations and publications.

University Center is the fourth multimillion-dollar building to be built on the campus since 1983. It was designed in 16th century Spanish Renaissance style, conforming to the architectural style on the campus.

Oceanside, CA
(San Diego Co.)
Blade Tribune
(Cir. D. 29,089)
(Cir. S. 30,498)

MAR 14 1986

Allen's P. C. B. Est. 1888

Nemeth, Doar plan chapel ceremony

2955
John W. and Sarah Nemeth of Oceanside announce the engagement of their daughter, Kathryn Ann, to Neil Anthony Doar of Chula Vista.

The prospective

bridegroom is the son of Peter and Jacqueline Doar of Chula Vista.

A ceremony is planned for April 5 at the University of San Diego, Founder's Chapel.

The bride is a gradu-

ate of El Camino High School in Oceanside and holds a master's degree from the University of San Diego. She is active with the Special Olympics and Council for Exceptional Children. She is employed by the Long

Beach Unified School District as a teacher.

The prospective bridegroom is a graduate of Hilltop High School in Chula Vista and San Diego State University. He is employed by Rockwell International.

Los Angeles, CA
(Los Angeles Co)
Times
(San Diego Ed.)
(Cir. D 50,010)
(Cir. S 55,573)

MAR 15 1986

Allen's P. C. B. Est. 1888

Most Charities Sign Waiver in J. David Case

2955
By BILL RITTER
and HILLIARD HARPER,
Times Staff Writers

Nearly all of the 25 charities and civic organizations that were asked to return more than \$1 million in contributions from J. David & Co. have agreed to waive a statute of limitations clause that would have prevented the J. David bankruptcy trustee from filing lawsuits to recover those funds.

Trustee Louis Metzger on Friday said that "almost every one" of the charities has agreed to the one-year waiver, and two groups have accepted the trustee's offer to return 60% of the funds they received from the fraud-ridden La Jolla investment firm.

Only three of the 25 local non-profit groups have not responded to Metzger's demand last month that they either return the funds, waive the federal bankruptcy statute of limitations requirement or face immediate litigation, the trustee said.

Please see CHARITIES, Page 4

CHARITIES

2955
Continued from Page 1

The deadline for answering Metzger's request is today.

Metzger has his own deadlines for filing lawsuits to retrieve the charitable contributions. The trustee declined to disclose the two separate statute of limitations dates, but has acknowledged that they are fast approaching.

"People have been very understanding," Metzger said in an interview Friday. "They understand my responsibility, [although] they have a different point of view."

Simply agreeing to the waiver doesn't mean that the organizations will return the funds to the bankrupt J. David estate, however. "Getting a waiver is different than reaching a settlement," said Metzger.

At least four arts organizations that agreed to the waiver conditioned their action with a 30-day

revocation clause.

"We wanted to show good faith with the process," said one arts administrator who asked not to be named. "This is just the preliminary dance. We're trying to set the ground rules. We don't want this to be completely out of our control."

The San Diego Opera, KPBS-TV Channel 15, the La Jolla Museum of Contemporary Art, the Museum of Photographic Arts, the La Jolla Chamber Music Society and COMBO each responded to the trustee's request with their own counterproposals, according to Bill Nelson, president of the opera, who has been in contact with a number of groups that received the letter from Metzger.

Nelson said he didn't believe Metzger would recover funds from the opera. "It was designated and all spent," he said of the \$85,000 donation from J. David.

Meanwhile, University of San Diego officials on Friday said they plan to return 60% of the funds under "exposure" from the trustee.

USD received a total of \$38,200

from J. David (Jerry) Dominelli and his associate, Nancy Hoover, according to William Pickett, USD vice president of university relations.

Of that amount, \$2,000 was given to them in the so-called preference period, 90 days prior to the J. David bankruptcy, and 60% of that already has been returned.

In addition, a \$4,600 donation to USD by J. David was for several sports banquets, and so isn't included in the trustee's request.

The maximum total "exposure"

is \$31,600, said Pickett.

Metzger made his demand of the nonprofit organizations last month, arguing that although the groups accepted the money in "good faith," the contributions were actually used to protect Dominelli's Ponzi scheme, in which new investor funds were needed to pay off existing clients.

The contributions were used to market J. David's image and they helped solidify the firm's reputation as a successful investment enterprise, Metzger has claimed.

MAR 16 1986

Allen & P.C.B. Inc. 1986



Special to The San Diego Union

Toreros coach John Cunningham

Winning is not the only thing for USD coach

By T.J. Simers, Staff Writer

Though he will admit winning is something, baseball coach John Cunningham prefers to measure success quite differently. He begins his season with the premise that for every game the University of San Diego wins, it probably also will lose a game.

"What constitutes success?" Cunningham asked. "I don't think there is a coach who exists who does not want to win, but it's not realistic to think we'll beat Texas for the national championship.

"That doesn't mean you can't compete and have a good baseball team. There are other things more important," Cunningham said. "It's a philosophy of life. Whether we win games or not, I don't know if that is the most important factor. I like to think our clubs represent the school well.

"We talk about this being an educational institution, and that is what it has been," Cunningham added. "If you don't win here, there is no move to oust you."

For 23 years — from a time when USD had no baseball field — Cunningham has been the Toreros' baseball coach. He has won his share of games (503). But then, he is not shy in pointing out he is three losses from his 500th defeat.

"Five hundred wins says more about your longevity than anything," Cunningham said. "I guess 500 losses says the same thing."

Under his guidance, the Toreros moved smoothly into Division I competition in 1979 with a 32-19 record. In the next three years, although handicapped by a lack of scholarships, USD continued its winning ways.

The Toreros, 11-8-1 so far this season, have not been so successful the past three years. After a promising Division I start, the Toreros had three straight losing seasons and were 54-102 from 1983 through 1985.

"If my job was on the line, I might have to think about it, but that's the beauty of working here. No one has said a word about those last three years. Nobody is beating you over the head to turn things around," Cunningham said. "Last year, though, I was very frustrated. It wasn't because of our losing record, but I just didn't get across all the things I believe in to the kids we had."

Cunningham, who played for St. Augustine High School and the University of San Francisco, is happier now with the youngest team he ever assembled at USD. It's a team, he said, that represents the best of what USD has to offer.

"The kind of athlete we have here is more interested in our philosophies," Cunningham said. "Education is more important to these athletes."

A few years ago, the NCAA conducted a survey among collegiate baseball teams to discover how many players were graduating in four years.

Chairman
the Pillsbury Co.

"We were selected to be part of that survey," Cunningham said. "They discovered that 91 percent of our players were graduating in four years, and that's what is important."

"I have two full scholarships and 10 tuitions to use over a four-year period of time (the NCAA allows a maximum of 13 full rides for baseball). These kids know that if they have a bad year, unlike some other schools, we won't pull their money (financial aid). I could maybe improve our record by cutting someone's scholarship, but I'm not willing to do that, and the kids know it. We go all the way with the people we bring in."

However, Cunningham is not sure anymore that he can go it alone all the way. For the past 23 years he has been bus driver, groundskeeper, equipment manager and coach, but "I need some help; you can't run it with one man."

"There is \$2,500 in the budget for help, and that's why I brought in Jake Molina this year," Cunningham said. "A lot of kids, when you're recruiting, want to know how many people you have to help you run the program. I've had to tell them, 'Me.' So they go elsewhere because they want more individual attention."

"If this program is to take off, we need more help even before we get more scholarships. To establish a legitimate Division I program and to be competitive, we're going to need help, a full scholarship program, and then maybe it can all be turned over to a young guy."

While Cunningham looks ahead, he plays on with the resources he has. Recently, his team was pounded by San Diego State, 12-1, but in keeping with Cunningham's philosophy of winning a game for every game lost, his Toreros scored a run in the bottom of the 10th to win a rematch, 6-5.

Similarly, in a double-header yesterday, USD fell to Cal State Dominguez Hills, 11-2, in the first game, then came back for a 3-2 victory in 12 innings. In the second game, David Jacas singled in John Bonilla with the winning run.

"I'm not happy settling for .500," Cunningham said, "but sometimes there is not a doggone thing you can do about it."

"I want to give these players an opportunity to play and help them get a degree," Cunningham added. "If baseball figures in their life beyond USD, so much the better, but while they are here, I'd like to help point them in the right direction."

"Last fall I was invited back to Springfield, Mo., for a John Wathan roast. John played for me here at USD and plays for the Kansas City Royals now. You know what a roast is like, but Whitey Herzog (former Royals manager, now with St. Louis) gets up and changes the whole tenor of the night."

"He says he can't say one bad word about John Wathan. He says he's never met a finer man. Well, you know, we had an awful lot of guys come through here like that. They are doctors and lawyers and businessmen now. To me, that says something good is happening here."

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 17 1986

Allen's P. C. B. Est. 1888

USD garden donated

2955
A rose garden at the University of San Diego has been donated in memory of Anne Swanke, a USD honor student murdered while stranded after her car broke down on a deserted road in November 1984. The garden is in the East Founders Patio, on the east side of Founders Hall.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 18 1986

Allen's P. C. B. Est. 1888

TOREROS BASEBALL - USD

2955
rallied for three runs in the seventh inning of the first game for a 6-5 victory and went on to sweep a double-header from the University of Portland yesterday at USD. The Toreros (13-8-1) took the second game, 5-3, as Sean Earon hit a two-run home run, his seventh homer of the season. Portland fell to 5-3.

Los Angeles, CA
(Los Angeles Co.)
Times
(San Diego Ed.)
(Cir. D 50,010)
(Cir. S 55,573)

MAR 18 1986

Allen's P. C. B. Est. 1888

Euthanasia Topic of Panel Discussion

2955
A panel discussion on "Withholding and Withdrawing Life-Sustaining Treatment for a Terminal Patient" will be presented at 7 p.m. Wednesday at the University of San Diego Law School.

The discussion, which is sponsored by the San Diego Medical Legal Society, will focus on the legal, ethical and philosophical implications of forgoing life-sustaining treatment for adult patients.

The free program will be in the Moot Courtroom on the third floor of the law school.

MAR 18 1986

Allen's P.C.B. 100-1888

Schools Struggle In Search For Insurance Firms

*Drastic Rate Increases Only
Part Of Puzzle; Consortiums
Seek Solutions, Partners*

By LIBBY BRYDOLF

San Diego Daily Transcript Staff Writer

Attorney Dennis Hickman, with Higgs, Fletcher and Mack, has recently begun spending his evenings these days reading *The Daily Aztec*.

Hickman, a specialist in libel law, isn't a particular fan of the San Diego State student newspaper. He has been hired to help protect the university and Associated Students organization from libel claims while officials search for an insurance carrier willing to provide liability insurance for the sometimes feisty paper.

The Daily Aztec isn't the only entity at SDSU having insurance problems, according to Joe Vasquez, university business manager. "We're just getting killed with some of the rates," he said.

A state-funded school, SDSU for the most part is covered under the State of California's self-insurance policy. But certain high liability programs such as athletics, food service and associated student activities, require their own special policies.

In the case of athletics and recreational sports, premiums have jumped in the last five years from \$20,000 to more than \$60,000. And a student van service's insurance rose tenfold from \$3,500 to more than \$35,000 this year despite an accident-free driving record.

In addition to drastic rate increases, universities are also finding the insurance itself harder and harder to come by. Four or five years ago, five or six companies would bid for insurance coverage, now "we're lucky if we have three," Vasquez said. And in the case of *The Daily Aztec*, not a single company has yet been willing to step forward. "You add it up and we've got problems," he concluded.

Other campuses have been having similar trouble. Long Beach State University officials can't find an insurer for their summer day camp programs, Vasquez said. And some universities have been left out in the cold without any liability

(Continued on Page 4A)

Universities' Insurance Woes

(Continued from Page 1A)
insurance whatsoever.

These are just some of the latest stories that illustrate the accelerating liability insurance crisis that quietly began raising insurance rates and cutting coverage for companies and public institutions across the country 10 years ago.

Recent publicity about the problem has focused on medical malpractice and product liability, but the public sector has also begun to feel the pinch. Many San Diego County cities say they can no longer afford the huge jumps in insurance rates. (Related story on City of San Diego's situation at bottom of Page 1A.) Colleges and universities are also facing astronomical increases in premiums accompanied by reductions in coverage.

The University of San Diego is covered by Catholic Mutual of Omaha, insurer of Catholic institutions across the country. And while Catholic Mutual's rates "are generally much better" than market insurance rates, USD's general liability rates have risen 35-40 percent during the last year and a half, according to Jack Boyce, vice president for financial affairs at USD.

But increased premiums aren't the biggest problem for USD. Boyce is far more concerned about the drop in its catastrophic "umbrella" coverage from \$25 million to \$5 million this year. Catholic Mutual must buy that insurance from a larger carrier. Boyce believes the coverage will increase again next year, but said USD remains "really concerned" about the problem.

The Association of Independent California Colleges and Universities, of which USD is a member, is forming a committee to examine the problem and consider alternative forms of insurance, Boyce said.

The liability insurance crisis is also on the minds and tongues of members of delegates of the Association of Governing Boards of Universities & Colleges gathered in San Diego for their annual conference this week.

John M. Walker, director of the

office of risk management and insurance for the University of Alabama, Birmingham, yesterday outlined a course of insurance independence for member universities and colleges that number more than 1,600.

Walker and other AGB members have been working to set up a College and University Self-Insured Consortium that would offer its own insurance to colleges and universities at two-thirds the cost of current market premium rates. Coverage would include protection for hazardous waste, pollution and discrimination claims that are no longer included in commercial insurance policies, Walker said. Ultimately, he predicted, members could expect a 60 percent discount.

Although AGB had originally hoped to have the insurance consortium set up by July, that date has been moved back to October or January, Walker said. Initially, the group hopes to enroll 35 major universities, each putting up \$100,000. Smaller universities would then be invited into the fold. Walker hopes membership will number 1,000 after the first 18 months.

AGB is also looking at alternatives to liability litigation in conjunction with the Center for Dispute Resolution. The two groups are pushing for legislation to create a center in the next 12-18 months.

Who's to blame for the insurance crisis? Consumer groups criticize the insurance industry for giving hasty bad risk policies — often to obtain quick premiums to invest during the high-interest rate years.

Others blame the legal system's expanded concept of liability and the "excessive" multi-million-dollar jury-awarded judgments. The rapid litigation escalation can be seen in statistics. More than 13

million civil lawsuits — one for every five Americans — were filed in 1985.

According to figures compiled by Tillinghast, Nelson & Warren, tort system costs have risen from less than \$1 billion in 1950 to \$20 billion in 1975 and more than \$60 billion last year. The number of million-dollar verdicts have climbed from about 50 in 1976 to 400 in 1984.

Insurance carriers describe the rise as part of the normal industry cycle, and say rates are likely to fall again in the next couple of years. A 30-year study cited by Walker after his talk illustrated that cycle. Although 1971-73 showed nearly 2,000 firms earning profits in the \$99-\$999 million range, nearly 6,000 reported losing billions of dollars in 1974-76. Casualty companies have been on the losing side of the equation since 1979, Walker said.

Walker agrees with those who blame the current crisis on the rise of medical malpractice suits in the mid-1970s and what he termed the abandonment of underwriting standards in the industry's push for premiums during the late 1970s and early 1980s.

Colleges and universities, institutions with traditionally few claims and few major liability judgments, complain that they are being punished unfairly for high medical malpractice awards. "For the most part there were no claims," Walker said. And when expenses did occur, they came from legal expenses, not awards, he said.

Walker has encountered at least 250 schools that face "significant" premium increases or have been unable to obtain any liability insurance at all. He cited one school whose premium rose from \$25,000 a year to \$450,000 for less coverage.

Despite his many years of struggle with the insurance industry, Walker also had a positive view of the crisis. Explaining that higher premiums and coverage cutoffs have forced universities like his own to become responsible for their operations, he concluded, "It may be a blessing in disguise." Not all his colleagues would agree.

Mazda Motor

LOS ANGELES (UPI) — Mazda Motor Corp. said it is considering marketing its rotary engine for marine use. Mazda motor lends itself to boating applications because of its compact size, reduced noise and vibration, and ease of serviceability.

MAR 18 1986

Allen's P.C.B. 11-1184

Team Tennis Buds won't get a chance to flower in San Diego

IN THE grim words of Larry Willens, coach of the long gone Friars and the short-lived Buds: "TeamTennis is dead in San Diego."

All for lack of \$100,000. "When it came down to putting the money down, we came up \$100,000 short," said Willens. "We met last Friday with (league commissioner) Billie Jean King and she decided she couldn't wait any longer. Most likely, Sacramento will get the franchise."

Several months ago, local developer Bill Zongker had sought investors to join him in purchasing the franchise in what he described as a "three-year, \$250,000 gamble."

However, according to Willens, all King required to grant the franchise to San Diego interests for one summer was \$150,000.

"We had \$50,000," said Willens. "But that's all."

Zongker, who was unavailable for comment, apparently was unable to convince additional investors that TeamTennis here was a sound investment, and fell short of the necessary funds.

Along with local promoter/publicist Shelly Hall, Willens and Zongker planned to hold the team's six home matches at the Rancho Bernardo Inn. In the Buds' only TeamTennis season played here (the year before, the Buds won the TeamTennis championship by playing a tournament in Los Angeles), matches were held at the Sports Arena, where the team was dogged by high rent and small crowds.

"I'm very disappointed," said Willens. "I can't believe anything could possibly happen now to save it."

LIFE IN THE COUNTRY — After several years of benign neglect, the

24-court complex at San Vicente Racquet Club — located at San Diego Country Estates, near Ramona — recently began to show renewed signs of life.

Former La Jolla High and UCLA star Steve Mott, 31, has been hired as



John Freeman
Tennis

club pro, and an extensive refurbishing project is under way. However, the facility is only open to the public for special events.

Said club manager Marge Askin: "We're trying to get our act together again."

Six months ago, the ambitious San Diego Tennis Academy, which held clinics on the site, closed for financial reasons. As yet, there are no plans to start the academy up again.

A SHOWDOWN FOR THE CUP — Conditions figure to be less than ideal for the July 18-20 Davis Cup match between the U.S. and Mexico.

Mexico will host the event, likely in the smoggy, thin air of Mexico City, although no official decision has been announced by that nation's tennis body.

After Mexico's surprising win over West Germany, West German newspapers carried complaints about the raucous, fever-pitched Mexican fans.

A newspaper in Hamburg headlined its story: "Mexico's shame — tennis star quake (for fear) for their

lives."

West Germany's Boris Becker was quoted as saying: "I have never seen an atmosphere like this in the four Davis Cup meetings I've been to. In the end, it had little to do with tennis."

How bad was it?

According to Vite Seixas, who served as head referee for the Mexico-West Germany match and played for the U.S. Davis Cup team from 1951-57, it could have been worse.

"With the fans, the smog and the altitude, conditions were just very rough," said Seixas, 62. "I don't even think the Mexican players like to play there. The smog wasn't so bad this time, but usually it's so thick you can cut it with a knife."

As for the U.S. team, John McEnroe may elect to play against Mexico, whose top player is 18-year-old sensation Leonardo Lavalle. With McEnroe, it's likely the U.S. team would have defeated Ecuador 4-1 instead of 3-2.

scribes as a "high B, low A club player," will host a charity event April 19 at Atlas Health Club, to benefit the American Cancer Society.

Thirty-two players will donate \$250 each to participate. Also on hand will be Bob Lutz, Anne White, Terry Holladay, Robin White and Mary Lou Piatek.

After a recent qualifying session, San Diego's corps of umpires certified by the U.S. Tennis Association now totals 47.

That group includes one Grand Prix umpire (Ron Bennett), two national chairs (Bob Christianson and Al Scatolini), plus 20 USTA chair holders.

On May 5-11, La Jolla Beach and Tennis Club will host the women's 50-60 nationals, and Dorothy Cheney, better known as "Dodo," will be favored once again. From Santa Monica, Cheney has won some 125 national titles in her career, tops in tennis.

DROP SHOTS — USD coach Ed Collins will host a two-day clinic for juniors and adults, April 12-13, at the school's courts.

The sessions, which consist of 14 hours worth of instruction, cost \$75. For information, call Collins at 260-4803.

Some 200 entrants are expected for a charity tournament to benefit the Scripps Memorial Hospitals' Cancer Center, April 12-13, at San Diego Tennis & Racquet Club.

NBC sportscaster Dick Enberg, a resident of Rancho Santa Fe whose father recently died of cancer, serves as the event's honorary chairman. For information, call 457-6339.

Chargers kicker Rolf Benirschke, whom Larry Willens de-

NOTES AND QUOTES FROM THE PROS — Marty Riessen was recently named captain of the U.S. Federation Cup and Wightman Cup teams, the women's equivalent of the Davis Cup. The U.S. squad consists of Martina Navratilova, Pam Shriver and Zina Garrison.

The team takes on Czechoslovakia in Prague, July 21-24. For Martina, the trip will mark her first return to her native land since she defected 10 years ago, when she was 19.

Ever heard of Andrei Chesnokov, Alexandr Volkov or Alexandr Zverev?

Likely not, because Chesnokov is rated 129th in the world, Zverev 400th and Volkov 331st.

But the three are top Soviet players, who have entered next week's Volvo TennisChicago tournament, a rarity for U.S. events.

Bjorn Borg recently said he fully expects John McEnroe to make a comeback after his self-imposed exile.

"He's probably deciding what he wants to do with his life," said Borg, who retired four years ago at age 25. "There's nothing wrong with taking time out. Just playing tennis all the time can be very boring."

McEnroe has said he plans to return in May after companion Tatam O'Neal gives birth to the couple's child.

Carling Bassett offers this response when asked about her unusual first name.

"I was named after a beer. Actually, it was more of a family name. But it's better than being named Pabst Bassett, for sure."

(John Freeman's Tennis column appears every other Tuesday in The Tribune.)

MAR 19 1986

Allen's P. O. B. Est. 1888



HIGH AND MIGHTY: Doom-sayers will be startled, but the very luxurious Meridian tower downtown is working out. The 01 series of apartments (on each floor) is nearly sold out (or in escrow). They offer views of bay and park, and are among the most expensive. ... High rents have chased out many Girard Avenue merchants in inner La Jolla. Now Banana Republic seems most often crowded. And another newcomer to open soon seems to cast the tone of the future: The Gap, the specialist in jeans.

CROSTOWN: Federal judges are anguished because funding for a badly needed fifth bankruptcy court judge in San Diego has been deleted from a Senate bill. They're seeking to reinstate the position. (Among others, the Westgate case lingers on the agenda.) ... At a St. Patrick's Day party given by Jane and John Murphy, the towering Richard Burt wore a tiny green hat. It was an award from Kelly Girls for his Chamber of Commerce blarney. ... Municipal Judge Robert Coates is writing a book (on the homeless) the professional way: He carries his pocket recorder and uses spare time to dictate.

MOVING ON: A feisty Bob Johnston, back after hip surgery, turns 89 on Saturday. For a time his was the only legitimate theater operating in San Diego; it was the Hollywood burlesque house, and his Palace Bar next door on F Street was our last citadel of Damon Runyon characters. Both gave way to redevelopment. Now downtown is catching up to him at his saloon way up Broadway at 11th Avenue: "Downtown is pushing the rough crowd up this way, and it's getting rough up here."

CITY BEAT: Mikhail Baryshnikov, dancing in "Giselle," has sold out the opening performance of the American Ballet Theater on Tuesday. The only seats remaining are \$250 and \$500 each, including a supper at the Grant with Baryshnikov promised. ... Today's the deadline for bids on construction of the convention center. There were 104 contractors at the start, but only six hard-bidders are expected to bid. The job's expected to come in at about \$101 million. ... In a rare moment of introspection, CBS will air a TV movie called "News at Eleven" on April 2. It involves a TV-news group that perverts the news to boost ratings. An unwelcome bonus: The story is set at a San Diego station.

THE NAMES: The New York Times makes its fifth pass at Horton Plaza today. Architecture critic Paul Goldberger calls it "surely the most important shopping mall to be built in any American downtown since the Rouse Company (created Quincy Market in Boston)." ... USD's Sara Finn missed a beat during Jazzercise and will check into Scripps Clinic for arm surgery. Dr. Paul Hirshman, who doctors the Padres, doctors her, too. ... Phil Herr saw a familiar face at his Miki-San sushi bar on Monday. When Herr picked up his customer's American Express card, he connected: It was Akio Morita, the Sony CEO.

ON LINE: Shirley Bentley, a very human word processor, has named the computer center where Scripps oceanographers tap into the new UCSD supercomputer. It's the Scripps Supercomputer User Remote Facility. Now the Scripps people, who are legend for their surfing lunch breaks, go on line with their own code: SSURF's up.

Alison DaRosa assists with the Neil Morgan column.



Photos by Carol Sonstein

Lowell Rigsbee has seen dramatic changes in the lock business.

Getting a lock on the business

By ERNEST E. PUND III, Light Staff Writer

LOWELL RIGSBEE saddled a blank in the key cutter and flipped on the switch. The motor rose to a whir that was soon drowned out as the brass touched the blade.

Little flecks of metal shot loose and joined a sand dune of shavings that spread across the heavy work table.

"Oh yeah, business is good," said Rigsbee, 75.

Business is also different.

La Jolla Repair and Locksmith Service, "since 1953," exists as a community gauge of sorts, shifting with changes in social preoccupations.

Looking back to when he bought the business in 1964, Rigsbee said, "In those days, you didn't have locks. Nobody ever worried about anybody getting in. People would just come over, borrow a cup of coffee and leave a note, you know what I mean? We used to do 90 percent of my business in home repairs. Now, it's the other way around."

That doesn't mean the business doesn't do its share of home repairs anymore, only that people are more security conscious.

Rigsbee said the shift began in "about '69 or '70, when things were getting kind of nervous, you know. People were breaking into houses and we'd go put dead bolts on their doors. . . . And now it's even worse, and this town is filling up so fast. I can't even remember where the streets are now."

If you lost track of where La Jolla Repair and

Locksmith Service went three months ago — after the building it previously occupied on Pearl was renovated to make way for a restaurant — it has moved to Girard Avenue, still staunchly planted in the heart of the community from which it receives the majority of its business.

Lowell Rigsbee no longer owns the business which he sold to his son, Jeff, nine years ago, but he still comes in



to cut a few keys and rewire a lamp or two.

The older Rigsbee has lived in La Jolla since 1940 when his home was on Coast Boulevard. Now, he and his wife of over 50 years reside in another La Jolla home which they purchased for \$11,000 in 1949.

During World War II, he worked for General Dynamics, Convair Division as a foreman. When the war ended he began a delivery service in La Jolla making trips to and from the Atlantic and Pacific Trading Company (A&P) and the H&R Market. The latter's location is now occupied by Jurgensen's, he said. He hurt his back and left the delivery business to manage the H&R Market for the next 16 years.

In 1963, he saw Augie Handley, then owner of La Jolla Repair Service (no locks or keys), at Harry's Coffee Shop. Rigsbee made an offer to buy his business. Handley refused. Rigsbee doubled his offer and a bargain was made. He purchased the business located on Pearl, "lock, stock and barrel," for \$6,000.

And if you have wondered where La Jolla Lock and Safe went in 1969, Rigsbee bought that, too — for \$8,000.

Before buying La Jolla Lock and Safe, Rigsbee did only light work in locks and keys. "The fact is," he said, "I didn't know a damn thing about locks. Bill Meanley, of Meanley and Son Hardware — Bill's not there anymore. He died. His son is there — he taught me so much. Boy, he really knew locks."

Jeff Rigsbee graduated from the University of San Diego and worked for General Atomic from 1964 to 1975 when he was laid off. He commuted for a short time from his home in Del Mar to Irvine until he decided to buy his father's business.

When asked for their best stories, Jeff Rigsbee said, "Oh, that's easy. Drunks. I've had one over here that was really something, where I had to get her in several times. . . . She was always drunk. (Her husband) would always try to lock her out. The last time I went over there they had a big fight, and after I got her in, he was sitting inside the apartment."

Please see LOCK, A6

La Jolla, CA
(San Diego Co.)
La Jolla Light
(Cir. W. 9,040)

MAR 20 1986

Allen's P. C. B. Est. 1888

LOCK 2955

Continued from A3

Jeff insisted on being paid before leaving. All she had was a \$100 bill. She told him to keep the change.

Domestic squabbles are reasons for retaining the Rigsbee's services, said both father and son. The younger Rigsbee said that one time he was putting dead bolts on a woman's door after a recent break-up, and while he was working the man came in and proceeded to remove items from the house. He said he couldn't do a thing but call the woman and tell her what was going on.

He added, "For me to do the jobs on their places and figure out what they need to have done, I have to know what the situation is. If they just want to keep a kid in, I'm not going to stress certain things. If the husband or boyfriend is going to start beating her up, well, then we start looking at heavy stuff on the doors. It's pretty wild."

San Diego, Calif.
Southern Cross
(Cir. W. 27,500)

MAR 20 1986

Allen's P. C. B Est. 1888

ALCALA PARK — The University of San Diego will host a summer camp fair from 11 a.m. to 3 p.m. on Saturday, March 22, in the Camino Dining Room on the USD campus.

More than 25 children's camps, accredited by the American Camping Association, will be featured to give parents and their children an opportunity to become acquainted with the summer programs.

Camps to be featured this summer include computer camp, Golden West Forensics Camp, and weight loss camp for girls. Several sports camps will also be offered, including swimming, boys' football, and tennis. Camps are for children between the ages of eight and 18, with the exception of USD's Tournament Tennis Camp.

The fair is free and open to the public. For more information, call Jacqui Hones at 260-4585 or John Nunes at 260-4682.

La Jolla, CA
(San Diego Co.)
La Jolla Light
(Cir. W. 9,293)

MAR 20 1986

Allen's P. C. B Est. 1888

Darfler — Wilson

2955

Gena Lee Darfler of University City was married February 15 to Scott Bradley Wilson of Long Beach. The bride is the daughter of Mr. and Mrs. Gene Darfler of La Jolla. The bridegroom is the son of Dr. and Mrs. James Wilson of Point Loma.

The afternoon ceremony took place at La Valencia Hotel and was officiated by Louis Vick. The brother of the groom, Todd Wilson, acted as the Best Man. After a reception in the Veranda Room of the hotel, the couple left for a wedding trip to Hawaii. Upon their return, they settled in Long Beach.



Gena Lee and Scott Wilson

The bride is a graduate of University of San Diego and is working as a sales representative. Wilson is a USD graduate as well and received a master's degree from the University of Texas. He is a scientist and engineer.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 23 1986

Allen's P. C. B. Est. 1888

Torero baseball team splits a double-header

²⁹⁵⁵
The University of San Diego baseball team split a double-header yesterday with visiting University of San Francisco in West Coast Athletic Conference play.

The Dons won the opener, 13-6, but the Toreros won the second game, 7-3, as Jim Westlund improved his record to 4-0.

Westlund, a freshman right-hander, allowed six hits and two earned runs in 7½ innings. Dan Newman earned a save. USD scored five runs in the fourth inning, with John Slaughter and Robbie Rogers each hitting RBI singles.

In the first game, Dave Rolls hit his fifth homer, with one on. Dave Jacas had three hits in the first game was and 4-for-5 overall, with three runs and two RBI.

UCSD SWIMMING — UC-San Diego's Roger Brisbane broke his NCAA Division III record of 1:49.87 in the 200-yard butterfly yesterday in the Division III national championships at Canton, Ohio. He bettered the record by six-hundredths of a second. Kenyon College of Ohio won its seventh consecutive Division III championship with 496 points, beating second-place Claremont-Mudd (372.5) and third-place UCSD (338). UCSD's Keith Miller was chosen div-

Local Briefs

ing coach of the year, and UCSD's Jeff Stabile was named diver of the

GULLS BASEBALL — U.S. International dropped a double-header to visiting University of the Pacific. The Gulls (7-22) were shut out for the first time this season in a 4-0 loss in the opener, as four Tigers pitchers limited USIU to three hits. In the second game, the Tigers' Doug Nelson went the distance as Pacific (12-12) won, 7-2.

USD TENNIS — The University of San Diego men's tennis team handed Washington (11-1) its first loss of the season yesterday, 7-2. Jim MacNamee beat the Huskies' Chris Pearson 4-6, 6-4, 6-2 in singles play. USD is 13-9.

USA VOLLEYBALL — Eileen Dempster had 16 kills to lead the USA women's team to a 15-12, 14-16, 15-8, 15-10 victory over Korea at Colorado Springs. USA scored the last 10 points in a row in the fourth game to clinch the match win. Jayne McHugh added 13 kills. The USA women's team will play Japan on April 1 at UCSD, and the men's team will meet France at SDSU's Peterson Gym on April 9.

El Centro, CA
(Imperial Co.)
Imperial Valley Press
(Cir. W. 10,526)

MAR 24 1986

Allen's P. C. B. Est. 1888

2955
Kaydie Smith graduated from the University of San Diego in December, 1985, with a major in education and a minor in English. She is currently employed as a substitute teacher with San Diego City Schools and is working towards a master's degree in curriculum development at the University of San Diego.



Smith

She is the daughter of Mr. and Mrs. Gary Smith of Brawley. She is a 1982 graduate of Brawley Union High School.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 24 1986

Allen's P. C. B. Est. 1888

The city of San Diego offers "In-Home Assistance" from students at USD. If you need furniture moved, yards cleaned, errands run or any assistance around the house, call 236-5765. This program will be held April 5 and 6 and will be operated on a first-come, first-served basis.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 24 1986

Allen's P. C. B. Est. 1888

Corrections & clarifications

2955
Artist Jesus Dominguez, who has been commissioned to design and cast a memorial bust of the late Ray A. Kroc at San Diego Jack Murphy Stadium, also has a life-size sculpture of St. Didacus in front of the Helen K. and James S. Copley Library at the University of San Diego. The Tribune last Tuesday erroneously reported that the St. Didacus sculpture is located in front of the James S. Copley Library in La Jolla.

San Diego, CA
(San Diego Co.)
Daily Transcript
(Cir. D. 7, 415)

MAR 26 1986

Bill Dysart, Sailing, Flying And Peter Pan

It's probably a little presumptuous to say, but maybe, just maybe if Bill Dysart hadn't gotten involved in sailing, his son Jay wouldn't have been able to fly like Peter Pan.

Shortly before Christmas 1984, San Diego Junior Theater (many simply call it J.T.) started working on the set for its version of Sir James M. Barrie's 1911 classic

Dysart and others helped the show's technical director put together the rigging, blocks and harness-type equipment the kids would need. "There were six different flying apparatus that required eight people," said Dysart.

Even though some of the gear went down during the 13-performance run, it was nothing that couldn't be repaired. Dysart was either out front or behind

school's first national moot court team.

After graduating, he practiced with Hugh Friedman until 1976 and then worked for the Westgate trustee another three years. He also began teaching at USD, first legal writing and legal research, then admiralty law. That was 17 years ago.

Today Dysart is a partner with Dale & Lloyd in La Jolla practicing primarily admiralty law. He's also still an adjunct professor at USD.

As for sailing, he "sails as often as we (wife Sandra, their daughter Jennie, a senior at La Jolla High School, and Jay) can get out."

This will be his sixth and final year on the Southwestern Yacht Club's Board of Directors. Next up might be the board of Junior Theater, says Dysart.

Michael Andrew of Luce, Forward, Hamilton & Scripps will be a visiting professor in bankruptcy and commercial law at Stanford Law School this fall and the University of Colorado Law School next spring. He plans to return in May 1987.

The Mexican Bar Liaison Committee will meet from 4-7 p.m. on April 4 at USD Law School in a joint session with the Women's Bar Association in Tijuana. There will be presentations by both bars on civil and criminal legal aspects of traffic accidents.

'Buzz' Featherman will lead a panel discussion April 2 from 7-8:30 p.m. on achieving peace through arms control negotiations. The discussion will be held at USD's Manchester Executive Conference Center.

TV Watch: Hadley Bat-

chelder, dean of Western State University College of Law, will talk about new philosophies in law school teaching on Channel 51's "At the Bar" program this Sunday at 8:30 a.m.

Maria T. Arroyo-Tabin and Hugh Friedman have been appointed to one-year terms on the Legal Services Trust Fund Commission by the state bar's Board of Governors. Arroyo-Tabin is an assistant U.S. attorney and Friedman teaches at USD Law School.

Beatrice Williams Kemp of Copeland, Kemp, Lugar & Pohl has been appointed to the state bar's Commission on Judicial Nominees Evaluation. Reappointed to the commission was Deputy District Attorney Bonnie Dumanis.

A showing of Polish hangings and tapestries will be displayed at the San Diego County Law Library from April 14 to May 24.



Law Briefs

by Martin Kruming

scheduled for February 1985.

But they ran into trouble with the industrial rigging used to carry Peter, Wendy, John and Michael into the air. No concern for Captain Hook because he didn't fly anyway and Tinker Bell was projected with a special laser. Yet just imagine a performance without an airborne Peter Pan.

That's when Dysart stepped in. As a member of J.T.'s production staff and a sailor for about 23 years, he tracked down some marine hardware which had a working capacity of 1,500 to 2,000 pounds, more than enough to handle the show's equipment.

"When you've been around sailboats, you deal with larger rigging equipment," said Dysart, who owns a Newport 33 sailboat and was last year's commodore of the Southwestern Yacht Club in Point Loma.

stage for most of the productions.

Both he and Jay, a 14-year-old ninth grader at Muirlands Junior High School, got involved in Junior Theater three years ago: Dad on the technical side, son as a performer.

Jay played the lead tenor in a "Music Man" quartet, which ended Sunday. He has been in nine shows, as well as Starlight's "King and I" last summer.

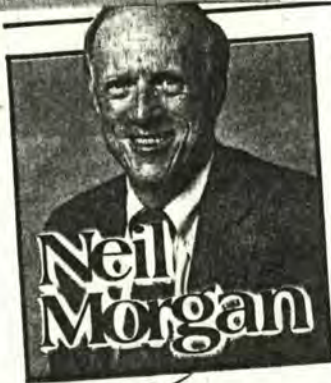
Dysart's love for the theater is mostly on the technical side.

As a student at Vista High School he was involved in lighting, sound and some set design. Four years of debating at Stanford, including national tournaments, took up much of his time but he still did some documentary film making.

Dysart came back for law school at USD, where he was on the

MAR 26 1986

Allen's P. C. B. Est. 1888



BOOKMAKER: Ted "Dr. Seuss" Geisel, at 82, is in top form. His newest book, "You're Only Old Once," is No. 1 this week on The New York Times best-seller list. It's No. 2 in Los Angeles. Once again Geisel has confused the critics. In New York, he's on the non-fiction list. In Southern California, he's fiction. Last night, as he joined the gala for Mikhail Baryshnikov, he held his champagne glass as photographers crowded around. "Now that I'm finally an adult-book author," he said, "I can drink in public."

CROSTOWN: The city broke new redevelopment ground yesterday. The first bricks went down in a \$100,000 effort to put Sixth Avenue in harmony with the rest of Gaslamp Quarter. ... An April cover story in Reader's Digest is on Chris Valva, the teen-ager who was stabbed in the heart and was ruled technically dead before he was revived at Mercy Hospital. ... Stephen Gray of La Jolla Playhouse suggests building a Yuppie Crossing to link his Golden Triangle neighbors: the watering holes of the Marriott, Rusty Pelican and the Elephant Bar. He offers a roadside emblem that all Yuppies recognize: the LaCoste alligator.

SPACE CADETS: The aircraft carrier Ranger has been in disguise off our coast — portraying the old USS Enterprise. Mr. Spock (Leonard Nimoy) and his Star Ship crew were aboard, trying to extract gamma rays from the ship's nuclear reactor. Many of the Ranger's crew enlisted as extras. It was all part of filming for "Star Trek IV."

THE NAMES: Rose Bird, who's fighting to keep her job on the California Supreme Court, is commencement speaker at Cal Western Law School on May 11. ... Jerry G. Bishop, the Sun-Up host, is resting at Mercy Hospital after surgery to repair a detached retina. ... Susan Laslavic, the wife of sportscaster Jim Laslavic, will direct group sales for the symphony.

LITERATI: For publishers, San Diego makes sense. The city boasts a growing pool of authors. Among those in the stable of Harcourt Brace Jovanovich, which startled the book trade by moving from New York to San Diego: Rita and UCSD chancellor Richard Atkinson, who are finishing a revised "Introduction to Psychology". Other HBJ authors from UCSD are Stanley Chodorow, Donald Norman, Ross Bott and Allen Munro. From USD, there's Alan Wise, and from Palomar College, Richard Nation and Peter Crampton. Among other San Diegans with HBJ: Donald Knox, author of "The Korean War"; Mary Gilligan Wong, who wrote "Nun"; and Don Bauder, who chronicled J. David Dominnelli. Children's book authors include Martha Stack, Sea World's Frank Todd and Phyllis Evans.

FACT SHEET: The seat belt law doesn't apply to people in cars manufactured before 1968. ... Each cigarette cuts 5.5 minutes from life expectancy. That's the word from the American Lung Association. ... It's like underground Manhattan: The average duration of station stops for our Trolley is 25 seconds. ... A new ethnic count is in from city schools: 47 percent of students are white, 21 percent Hispanic, 17 percent Asian and 15 percent black. ... Four out of five cars stolen in San Diego last year were unlocked, almost half of them with keys left in the ignition.

Alison DaRosa assists with the Neil Morgan column.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 26 1986

Allen's P. C. B Est. 1888

TOREROS BASEBALL The
University of San Diego ~~swaps~~ a double-header yesterday from Long Beach State, 14-10 and 9-1. Mark Traston (7-for-10 on the day) and Chris Bwy (5-for-10) led the visiting Toreros (16-10-2). Tom Sizer pitched a four-hitter in the second game.

San Diego, CA
(San Diego Co.)
Mira Mesa
Scripps Ranch
Star News
(Cir. 2xW.)

MAR 27 1986

Allen's P. C. B. Est. 1888

USD ends 'most successful season'

²⁹⁵⁵
The 1985-86 women's basketball season was truly a record setting campaign for the University of San Diego Toreras.

A number of individual and team records, as well as one NCAA mark, were broken, including the team's best record ever at 16-13. The Toreras were competing in the newly-formed West Coast Athletic Conference and finished second to United States International University with an 8-4 record.

"I'm proud of the fact that we finished second," said Coach Kathy Marpe. "You can't be disappointed in a season with our most wins ever."

USD landed two players on the 10-member All-WCAC team. Senior Debbie Theroux, who holds many individual Torera records, averaged 13.3 points per game and 6.9 rebounds to earn the honor. The El Cajon native was joined by freshman Julie Evans of Chula Vista, who led USD in scoring this season with a 13.5 ppg average. Evans was also named to the WCAC All-Freshman team.

Theroux finishes her career at USD at the school's all-time leading scorer (1,010 points) and rebounder (680) for women's basketball. She is the first Division I player, man or woman, to reach

1,000 points in her career at USD.

The Toreras set an NCAA record against the University of Nevada-Reno when USD went 24 for 24 from the free-throw line, setting a single game mark for best percentage. USD hit a total of 29 in a row over a three-game span.

Some of the other individual and team records that fell include: most points in a game, as Evans scored 33 against Pepperdine; longest win streak is now eight games; team free-throw percentage at 72.1 percent for the season.

Nationally, USD finished in the top 20 in the country for team free-throw percentage and scoring defense. Theroux, who hit 85.7 percent of her free throws, finished ninth in the nation.

In the WCAC, Evans averaged 16.8 ppg, eighth best, while Theroux finished 10th in scoring (13.1 ppg) and fifth in rebounding (7.1 rpg). Kelli Behrens, the Toreras' junior center, led the conference in blocked shots with 26 (2.2 bpg) and had 55 (1.9 bpg) for the season. She also finished eighth in rebounding with 6.7 rpg while averaging 10.3 ppg for the season.

Looking ahead to next season, the Toreras lose three seniors. Theroux, Peggy Weaver and Lynn

Hajdukovich are the three who will be lost.

The loss of Theroux will be the big concern for Marpe and her staff. Weaver, a guard, played in 28 games this season, averaging 0.9 ppg while playing an average of 12.9 minutes per outing. Hajdukovich played in only 12 contests, scoring a total of five points.

So seven of the teams top eight scorers return next season, plus redshirt Jane Gilpin, a transfer from Penn State.

"I see us next year as being as strong as we were this season,"

said Marpe. "The think that hurt us all season was our lack of depth. We have to go out and recruit, get some numbers."

Marpe added that because of new NCAA regulations, it is now up to the players to work on their own during the off-season. "It's more critical than ever for the individual people to work to improve as players," Marpe explained.

Before the 1986-87 season though, the Toreras will have a chance to work on their game in Australia.

MAR 27 1986

Allen's P. C. B. Est. 1888

Tragedy reveals joy of Easter's promise

2955

By Joyce Carr

The Church invites its members to enter into the paschal mystery of Christ's passage from mortal to risen life celebrated during the Easter Triduum.

We accept this invitation by uniting our sufferings with Christ's for the continual Redemption of the world, always looking forward in faith to our own resurrection, not only in heaven, but also in the events of this life. With faith we believe that God brings good out of evil — that each trial or death endured is followed by a victory or resurrection.

SCRIPTURE ABOUNDS with references to the death-resurrection cycles woven into the fabric of the Christian life. The second reading in the Good Friday liturgy concludes: "Son though he was, he learned obedience from what he suffered; and when perfected, he became the source of eternal salvation for all who obey him" (Heb. 5:8-9).

As this year's Easter Triduum neared, John and Kathleen Swanke reflected on the violent death of their 22-year-old daughter, Anne Catherine.

They learned on Nov. 21, 1984, that her body had been found in Spring Valley with "multiple slashes to her neck," her father said. She had been missing five days and was seen walking with a can of gasoline toward her car parked near Jackson and Parkway Drives in La Mesa.

ANN WAS a senior at the University of San Diego where her father teaches philosophy courses.

"How could anyone get through this without faith?" Kathleen questioned 16 months later. "I never asked why," she said, adding that she put her initial feelings of shock on the altar. "I didn't know how to handle them," she said.

Her husband's anger at the attack soon turned to resignation. "We knew in our minds God was in control, but it was hard to get the heart to follow suit," he said.

IT WAS their Good Friday.



photo by Merleanna McLoughlin

A blue tile slab laid in the circular rose garden honors the memory of Anne Catherine Swanke. Above her name is written in French: Your interrupted melody unites us in harmony.



photo by Joyce Carr

John and Kathleen Swanke are shown with a family photo, which includes Anne Catherine (standing, second from left).

His wife recalled the five days of uncertainty that followed after a police officer showed them Anne's driver's license with news of her abandoned car. "Our hopes were up and down like a yo-yo," she said. "We went through upheaval and exhaustion."

She thought of Our Lady losing Jesus in the temple. "I hoped she would come home, instead of her eternal home," she said.

John said he felt deep sorrow during this time.

THE DAY after her burial in Holy Cross Cemetery, they went camping. John Swanke prayed and contemplated his loss. "It was like the agony in the garden," he said.

"I don't like it," he prayed, "but your will be done. You have asked for a difficult sacrifice." He said that crying hard brought an emotional release.

He and his wife also recollect the resurrection experiences of their ordeal.

THEIR PASTOR, Msgr. Thomas Moloney of Our Lady of Grace Church, celebrated Mass in their home the day after they learned of Anne's death. Twelve family

members, unready to meet the public in church that Sunday, gathered for the liturgy.

Adrienne Robbins, Anne's sister, led the assembly in singing the Mass of the Resurrection for Anne, concelebrated by over 30 priests. "Be Not Afraid" was one of the songs selected for the liturgy she described as inspiring.

"I never had such an experience of joy; I sang my heart out," Kathleen said.

HER HUSBAND concurred. It was uplifting to realize "that life is not ended, but changed," he said.

Holy Week 1985 saw the two in Cottonwood, Ariz. Although keenly aware of their loss, the time was an "occasion of grace" for John. The Easter Vigil they attended in the town's largely Hispanic church brought a

please turn to page 11

Easter promise

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2955
renewed acquaintance. John discovered that the pastor was a high school classmate from Columbus, Ohio, whom he had not seen for 45 years.

The Swankes also testify to their growth in spirituality after the tragedy. Kathleen said she is "more keenly aware of God in her life. I'm working to keep him there."

HER HUSBAND said he feels a "deeper sensitivity to death and mortality." He sometimes does grief counseling in his private practice as a marriage, family, and child counselor.

The Swankes see stepped-up safety practices resulting from Anne's assault. San Diego and La Mesa gas stations are urged to harbor women who come there during the night until police arrive. Local civic groups pressed for the distribution and sale of large Call-Police signs for use by drivers with car trouble.

They believe women, in general, have become more safety conscious and aware of their own vulnerability.

HAVE THE Swankes forgiven Anne's assailant?

"Whoever it is, I hope the person is converted... like the assassin of St. Maria Goretti," John said.

"We believe that Anne died defending her integrity," he said in a written statement issued through USD soon after her death. "I hope that everyone who knew Anne learns that virtue and integrity are needed for happiness and peace."

JOHN AND Kathleen Swanke believe Anne is at peace and extol her virtues with pride and joy.

They said she enjoyed attending Mass, frequently read from her Bible, always wore the brown scapular of Our Lady of Mt. Carmel, and kept a rosary at her bed.

At Our Lady of Grace parish she was an usher and had been "invited to become a Eucharistic minister," her mother said. She was also a member of the Catholic Daughters of the Americas, the young adult group, and participated in small-group RENEW meetings.

Anne's parents said she donated generously to religious and civic charitable organizations. They have about 200 letters from individuals testifying to the help they received from Anne.

"She was an excellent scholar," Kathleen said. She was majoring in music and French and hoped to become an opera singer. She was posthumously awarded a bachelor's degree with magna cum laude honors at USD graduation ceremonies last May.

THE MEMORY of Anne Catherine Swanke lives on at the university.

A circular rose garden east of Founders Hall was dedicated in Anne's memory March 18. (See photo on page three.) Here Anne and her father used to walk together. The garden was donated by a friend of the Swanke family.

The Anne Catherine Swanke Memorial Scholarship fund was established through contributions to provide a tuition grant and the cost of music lessons to a qualifying music major at USD who plans to become a performing musician. Dr. Swanke hopes the fund, now totaling \$13,000, eventually will be large enough to support a full-time faculty member in the university's music department.

"The joy of the resurrection is not complete," he said. Anne is still not buried in my life." However, he continues to search for good in the tragic event he views as a mystery.

MAR 27 1986

Allen's P. C. B. Est. 1888

12-mile sea limit flaps aren't new

Experts call rule
a standard, but
still controversial

By A. Dahleen Glanton
Staff Writer

The 12-mile territorial limit the United States is trying to preserve in the Gulf of Sidra evolved as a standard practice of international law after years of observance, but it has long been a controversial issue, experts say.

Disputes have risen between the United States and Mexico, Chile, Peru, Ecuador over who owns the tuna fishing rights 200 nautical miles from the Latin American shorelines.

This time, the United States is again challenging Libya's claim that the North African country owns the sea and airspace extending 200 miles from its coastline.

In both cases, the United States acknowledges territorial waters extending only 12 miles offshore. It asserts that U.S. vessels should be free to travel and fish in water up to that point.

Just as Libyan warships Monday fired on Navy planes entering the Gulf of Sidra to assert the U.S. position, Latin American nations have seized crews, impounded vessels and levied fines against tuna fishermen who crossed their 200-mile limit. Other countries have been involved in similar confrontations.

"That is a question of international law that has been going on for some time," says R. Dale Vliet, visiting distinguished professor of law at California Western School of Law. "There is no real code of international law agreed to by everybody. Basically, people have come to assume that as in matters of common law, there are some rules that prevail."

Theoretically, some territorial issues could have been settled when the United Nations approved the Law of the Sea Treaty in 1982. Representatives from 160 countries met during the Law of the Sea Conference in Geneva from 1973 to 1982 to update international laws regarding propriety of the sea.

President Reagan, however, has refused to sign the treaty because of a clause granting coastal countries the rights to tuna and other resources in a 200-mile economic zone offshore.

The only remaining peaceful option for settling the dispute is the International Court of Justice, an international supreme court established at The Hague and comprising representatives from the major nations.

That route is unlikely, experts say, because the United States has refused to acknowledge the world court's jurisdiction. And though the court's opinion could be used as a guideline, it would be binding only to the two countries involved.

The 12-mile limit is largely a historical rule and is not sacred, said Vliet, author of legal works on Chinese law and U.S. military law.

"At the time the rule of international law came into being, 12 miles was the farthest that a naval weapon could fire a shell," he says. "So as long as they get outside the limit, there was no danger to the country whose waters were being approached."

That shellfire tradition is obsolete today. More powerful weapons are used. But some countries want to keep the 12-mile limit because it allows them closer to harbors so they can keep tabs on activities on shore, Vliet says.

Before 1969 when Col. Moammar Khadafy took over leadership of Libya, the United States had free reign in the Gulf of Sidra, says Jorge Vargas, director of the Mexico-United States Law Institute at the University of San Diego.

In claiming the Gulf of Sidra, a U-shaped body of water that cuts into the central Libyan coastline from the Mediterranean Sea, Khadafy has drawn a so-called "line of death" extending 245 nautical miles across gulf's mouth and has vowed to attack foreign vessels crossing it without authorization.

"Under international law, only 24 nautical miles can be closed," said Vargas, who was a Mexican delegate to the Law of the Sea Conference. "There is no way to draw a line saying it's internal waters belonging to Libya because it is too vast a portion of the ocean."

Vargas says Khadafy's claim that the gulf is subject to the sovereignty of Libya, based on historical considerations, also violates international law. Such law allows such stipulation only if a country proves the gulf has been considered as its territory for a number of centuries.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 27 1986

Allen's P.C.B. Est. 1888

Asset freeze doesn't mean free hand for Manila, expert says

By Donald C. Bauder
Financial Editor

The Swiss government has frozen any Ferdinand Marcos assets that may be reposing in that nation's banks, but that doesn't mean the Philippines will be able to snatch those assets, or even get records on them, says a San Diego expert on Swiss banks.

Raymond E. Daly III, a new resident of Rancho Santa Fe, got his doctorate in banking from Switzerland's Lausanne University in 1970. In 1968, he purchased a Swiss bank (only 28 days before the Swiss made it illegal for a foreigner to own one) and served as chairman for 15 years.

During the period, he was also chairman of an American institution, Bank of Indiana. After the Socialists took over France, Daly sold his Swiss bank to a French group for a juicy sum. Now he is selling his U.S. banking interests: American Stock Exchange-listed Money Management Corp. (including Bank of Indiana), is being merged into Columbus, Ohio's Banc One Corp.

After a lifetime in banking, Daly is being ordained as an Episcopal deacon on April 19, and will be spending part of his time in the pulpit.

In recent years, the Swiss government has required the country's super-secret banks to share information with foreign governments in certain criminal cases, but talk that the Swiss are substantially liberalizing the secrecy codes is "U.S. propaganda," said Daly. "The one natural asset they have is Swiss banking; the other is the Alps. They're not going to blow that (banking power)," Daly said.

The freeze will keep Marcos from removing his assets, but the Swiss government won't let those assets be returned to the Philippines, and might not even require that the banks share their information with the new Philippine government, Daly said. Bank secrecy is simply

too important to the Swiss economy for the government to interfere with it significantly, he said.

Recently, Daly lectured University of San Diego international business students on the arcane world of Swiss banking, and summed it up with the statement, "Every crook needs a clearinghouse, and Switzerland is the place."

He added in an interview, "I don't know of any politician around the world that wouldn't have a Swiss bank account," although he doesn't know whether American politicians stash money in Switzerland.

Money from dictators, swindlers and other buccaneers will continue to flow to Switzerland, said Daly, although his own institution didn't knowingly do business with disreputable people because it had an American reputation to protect, he said. It was named Banque Indiana (Switzerland).

In recent decades, Swiss banks have had competition from such pirate coves as the Bahamas, Cayman Islands, Netherlands Antilles, Montserrat and the like, but Daly doubts that they have eaten into the Swiss' share of the tax-haven market significantly. The Swiss have an impeccable reputation as well as a sound currency, he noted. The parvenu satrapies only offer total secrecy.

The Swiss banks are enormously profitable because they provide so many services — banking, brokerage, storage, foreign exchange and precious metals dealing, etc., Daly said.

For example, most people park money in Switzerland to diversify out of their home currency. A person entrusting \$100,000 to a Swiss bank to invest in overseas stocks will be hit with a fee: 1. when the money is converted into Swiss francs; 2. when the francs are converted into the currency of a country in which an investment is made; 3. when the stock is purchased; 4. when it is



Raymond E. Daly III

stored in the bank; 5. when the dividend is converted from the foreign currency into Swiss francs and 6. when the stock is sold.

"On a rainy Tuesday, unscrupulous Swiss bankers will switch one account with another account — pretending each is buying and selling. But actually, no buying or selling is done — the accounts are just switched," said Daly.

"In Switzerland, the favorite sport is tax evasion," said Daly. In fact, the Swiss banks deliberately understate their own financial condition to slash their own taxes, he said.

U.S. citizens are required to tell the Internal Revenue Service of their accounts in foreign banks, and to pay taxes on the income. A full 80 percent of American customers in his bank requested the appropriate IRS forms to report their incomes, said Daly, "but we had no way of knowing whether they actually used them."

Under law, Swiss bankers cannot discuss an account. Daly remembered being in a taxi in New York when an American with money in Daly's Swiss bank started talking about his account. "I told him, 'I don't know what you're talking about,'" Daly recalled. "It's like a sealed confession with a priest."

MAR 27 1986

Allen's P.C.B. Est. 1888

'Father De Day' proclaimed

Apple Valley pastor celebrates 25th anniversary

2955

By Gordon Watson

APPLE VALLEY — Not only was March 17 St. Patrick's Day but in Apple Valley it was proclaimed "Father De Day" in honor of Father Dominic De Pasquale's 25th anniversary of ordination to the priesthood.

The proclamation was made by Apple Valley's honorary mayor, Gerda Feldman, who joined Our Lady of the Desert Parish community in celebrating Father De Pasquale's anniversary at a special dinner at the Victorville Holiday Inn March 15. A special anniversary Mass was celebrated at the parish March 16.

Father "De" as he is known to parishioners, was ordained by Bishop Charles F. Buddy at the Chapel of the Immaculata on the University of San Diego campus on March 17, 1961.

Ordained at the same time were Father Malachy McGinn, pastor of St. Theresa Parish in Palm Springs, and Father Thomas Gillespie, pastor of St. Thomas More Parish, Rialto.

Father Gillespie celebrated his anniversary March 15 and Father McGinn

is expected to celebrate his anniversary at a yet to be determined date this summer.

Born in Leominster, Mass., Father De Pasquale was appointed pastor of Our Lady of the Desert Parish in July 1984.

"He is a greatly loved, very pastoral person," said Pat Woods, pastoral associate at the High Desert parish.

Mrs. Woods particularly spoke of Father De Pasquale's talents for ministering to the sick and the bereaved.

Parishioner Diane Lake said that if one word could sum up the deep feelings expressed about Father De Pasquale it would be "nurturer."

Mrs. Woods also spoke of Father De Pasquale as an "excellent liturgist" and of his encouragement of lay involvement in the parish.

Under Father De Pasquale's pastorate the parish council has been revamped, she said, and two parish organizations in particular, the baptismal team and the marriage preparation team have flourished.



Father Dominic De Pasquale

Father De Pasquale has also been active on the ecumenical front, and there is currently a parish ecumenical commission "talking to 9 different (local) Christian churches," said Mrs. Wood.

The parish's peace and justice commission, although only formed a little over a month ago under the leadership of Joe Lawlor, was able on very short notice (a matter of hours) to prepare a meal for 600 peacemarchers on their recent ill-fated attempt to walk to Washington.

Father De Pasquale, joined peace and justice commission members and other members of his parish in braving the cold, wet conditions that greeted the marchers as they arrived in neighboring Victorville March 8 and walked in solidarity with them.

For his anniversary celebration Father De Pasquale was joined by some 30 relatives, many who had travelled from Massachusetts, said Mrs. Wood.

Among them were his sisters Connie Culley, Rose De Pasquale, and Grace Ruberti, and brothers Fred and Louis De Pasquale.

La Jolla, CA
(San Diego Co.)
La Jolla Light
(OK W 9,040)

MAR 27 1985

Allen's P.C.B. Co. 1985

Lawyer helps give profession a good name

By SUSANNE WILLIAMS, Light Staff Writer

IN HIS BUSINESS, trial lawyer Michael Reed sees the best of times and the worst of times. Lately, it has been the former.

In January, the Trial Lawyers Association conferred upon the 40-year-old La Jollan its top award for 1985, in part for his professional diligence and in part for the spectacular settlements he reached in recent suits.

Being selected as Trial Lawyer of the Year "is a real honor, it really is," Reed said, especially since honors are not always a staple in the lives of personal injury attorneys like himself.

On the contrary, terms such as "ambulance chasers" usually precede those lawyers who take on corporations and insurance companies with an alleged multi-million dollar vengeance.

Such a reputation "really bothers me," Reed said recently

in his Mount Soledad home. People "attack us unfairly. Those lawyers who give us a bad rep are not trial lawyers; they steal from the poor."

Good personal injury lawyers, by contrast, do not charge excessively and actually are consumer representatives, the only ones to whom clients can turn

not attorneys fault either but "an orchestrated campaign between manufacturers and insurance companies against trial lawyers," Reed said. "We are a helluva target. Nobody likes us."

Moreover, insurance carriers, whose stocks are strong and solid, are the only companies

said, "is the community speaking."

Lately, the community spoke to the tune of \$3 million in favor of a Mexican woman whom Reed met through his voluntary work as legal counsel to the Mexican consul in San Diego and whom he represented in a suit against Volkswagen. The woman had been left paralyzed from her waist down after a motorcycle crashed into the side of a '72 Beetle in which she was riding as a passenger.

The decision, appealed by the car maker, was reached after Reed showed that the crash impact could have been avoided or lessened had VW installed door beams in its cars. The company did not do so until forced by law.

Reed said his company — Casey, Gerry, Casey,

Please see REED, C4

Focusing In

when seeking financial redress, he said.

Flamboyance is not always their professional style, said the softspoken Reed, whose only visible idiosyncrasy is a preference for cowboy boots.

The sky-high settlements that supposedly push up insurance rates and keep insurance companies rattling their swords are

whose rates are not subject to anyone's review, thanks to a law from the '20s which exempts them from monopoly and price-fixing regulations.

Furthermore, no lawyer ever has made the kind of awards that gives the profession a bad name. It always is the jury which, after hearing both sides, makes final decisions. That, he

REED 3:023

Continued from C1

Westbrook, Reed and Hughes — spent some \$100,000 for expert testimony and crash-testing, an unusual but necessary amount of money since the lawyers were up against big guns.

"Volkswagen spent between half a million and a million dollars," Reed said. "They go down swinging."

But Reed finds himself up against big guns quite frequently. In the mid-'70s, he represented a military pilot who had been kicked out of the U.S. Navy for alleged drug abuse. Reed proved that the pilot's erratic behavior, which led to the dismissal, was caused by his clothing: During a flight from San Diego to Florida, his clothes accidentally got soaked in PCP in the airline's luggage compartment, and the substance subsequently entered the pilot's bloodstream through his skin.

The Navy exonerated the man who, with Reed's help, successfully sued the airline for \$40,000. Reader's Digest published the story under the title, "The Lieutenant's Deadly Clothes," which is rumored to become a movie soon.

But not all of Reed's cases are so spectacular. A lot of his work stems from car accidents, he said, involving face-to-face encounters with often badly hurt clients.

Injuries are a common sight in his job, Reed said; yet actually it was abhorrence over a bloody sight that got him started on his legal career in the first place.

Originally, Reed was a scientist with a master's degree in microbiology and Ph.D. aspirations. But one day, in a laboratory of the University of California, Riverside, "I had to take blood out of a rabbit's ear. That was the day I decided not to become a doctor."

The decision gained momentum with Reed's courtship of a

woman lawyer who later became his wife. "It was her and her father (both personal injury lawyers) who gave me an interest in law." Legal work, with its immediate application and satisfaction, also promised to be intellectually stimulating, quite unlike science where esoteric pursuits "put you on the fringe."

Eventually, Reed and his wife moved to San Diego where he obtained his law degree at the University of San Diego. At the time — more than a decade ago — San Diego's legal field already was "overmanned, overpopulated, and overpopulated," he said.

After graduation, Reed joined

forces with Sherry, his wife, their partnership came to an end when she was appointed to bench. The marital side of Reed & Reed partnership eventually was dissolved as well.

The divorce caused Reed to move to La Jolla where ownership of his new home has drawn him into the familiar controversy over the Ardath overpass. With Reed is a daily traffic victim himself — his office is on La Jolla Village Drive, off La Jolla Village Street in San Diego — it does not make sense to him to sacrifice Jolla on the altar of transportation case.

"In a way, it is elitist," he said. "But it becomes a question of quality of life."

San Diego, CA
(San Diego Co.)
Clairmont-Linda Vista
Star News
(Cir. 2xW.)

MAR 27 1986

Allen's P.C.B. Est. 1888

USD ends basketball season

²⁹⁵⁵
The 1985-86 women's basketball season was truly a record setting campaign for the University of San Diego Toreras.

A number of individual and team records, as well as one NCAA mark, were broken, including the team's best record ever at 16-13. The Toreras were competing in the newly-formed West Coast Athletic Conference and finished second to United States International University with an 8-4 record.

"I'm proud of the fact that we finished second," said Coach Kathy Marpe. "You can't be disappointed in a season with our most wins ever."

USD landed two players on the 10-member All-WCAC team. Senior Debbie Theroux, who holds many individual Torera records, averaged 13.3 points per game and 6.9 rebounds to earn the honor. The El Cajon native was joined by freshman Julie Evans of Chula Vista, who led USD in scoring this season with a 13.5 ppg average. Evans was also named to the WCAC All-Freshman team.

Theroux finishes her career at USD at the school's all-time leading scorer (1,010 points) and

rebounder (680) for women's basketball. She is the first Division I player, man or woman, to reach 1,000 points in her career at USD.

The Toreras set an NCAA record against the University of Nevada-Reno when USD went 24 for 24 from the free-throw line, setting a single game mark for best percentage. USD hit a total of 29 in a row over a three-game span.

Some of the other individual and team records that fell include:

most points in a game, as Evans scored 33 against Pepperdine; longest win streak is now eight games; team free-throw percentage at 72.1 percent for the season.

Nationally, USD finished in the top 20 in the country for team free-throw percentage and scoring defense. Theroux, who hit 85.7 percent of her free throws, finished ninth in the nation.

In the WCAC, Evans averaged
See USD/Page B2

USD

Continued from page B1

16.8 ppg, eighth best, while Theroux finished 10th in scoring (13.1 ppg) and fifth in rebounding (7.1 rpg). Kelli Behrens, the Toreras' junior center, led the conference in blocked shots with 26 (2.2 bpg) and had 55 (1.9 bpg) for the season. She also finished eighth in rebounding with 6.7 rpg while averaging 10.3 ppg for the season.

Looking ahead to next season, the Toreras lose three seniors. Theroux, Peggy Weaver and Lynn Hajdukovich are the three who will be lost.

The loss of Theroux will be the big concern for Marpe and her staff. Weaver, a guard, played in 28 games this season, averaging 0.9 ppg while playing an average of 12.9 minutes per outing. Hajdukovich played in only 12 contests, scoring a total of five points.

So seven of the teams top eight scorers return next season, plus redshirt Jane Gilpin, a transfer from Penn State.

"I see us next year as being as strong as we were this season," said Marpe. "The think that hurt us all season was our lack of depth. We have to go out and recruit, get some numbers."

Marpe added that because of new NCAA regulations, it is now up to the players to work on their own during the off-season. "It's more critical than ever for the individual

people to work to improve as players," Marpe explained.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 28 1986

Allen's P. C. B. Est. 1988



O F A FEATHER: Criminal defense attorney Frank Prantil was himself sentenced this week to prison on a 1983 conviction involving check forgery. That despite a colorful plea to Superior Court Judge Raul Rosado for probation: "I'm no longer that peacock that strutted. My feathers have been plucked." Rosado, responding in kind: "The chickens have come home to roost." Two years.

SAN DIEGANS' INK: Susan Brown, president-elect of the SD Board of Realtors, plunked down some change at her neighborhood 7-Eleven store Tuesday and picked up a \$100,000 winning ticket in the California lottery. Her plans for the money? What else: "Buy real estate." ... Terri D'Acquisto, who started this week at USD as assistant PR director, is the wife of former Padres pitcher John D'Acquisto. She came in on her own credentials, of course. An alum, she was USD's outstanding female graduate in 1977. Bonus points: In 1976, she was Miss San Diego. ... The restaurant called 926, successor to the first Gustaf Anders at 926 Turquoise in PB, will serve its last precious vegetables and close the doors after Saturday night's dinner. That may only be temporary, depending on the capital situation. Chef Doug Organ says the restaurant will be closed at least for the first couple weeks of April, and may re-open as a "bistro," with new menu and lower prices. Then again, it may not.

VISITING HOURS: Atty. Pat Frega, who's representing plaintiffs in the deep-pockets suits against J. David & Co., was among the last to visit Jerry Dominelli before his stroke this week in the federal prison at Pleasanton. Dominelli, like a previous high-profile San Diego inmate at another facility, works as a gardener at the campuslike prison. Alas, neither Frega nor some 15 defendants' attorneys was able to get Dominelli to talk. But, says Frega, the attorneys did get to spend about two hours with guards who conducted elaborate searches of them. "As if," he says, "these lawyers were gonna break Dominelli out of his country club."

TURNABOUT: Elsa Saxod, businesswoman and political activist, is in Kaiser Hospital today, mending after complications from a good deed. Saxod, on a mission of mercy, was delivering crutches to her 8-yr.-old nephew, Victor Vilaplana, who sprained his ankle while three-wheeling in the desert. As she was leaving Victor's house, Saxod slipped on ice plant. And she'll be needing those crutches back. Saxod broke her ankle — in three places.

ITEMIZED: Local Boy Scouts, warming up for next month's Scout Fair at Del Mar Fairgrounds, will be out in force this morning, doing their good deeds on Good Friday at Embarcadero Marina Park. With provisions from Vons, they'll serve a free pancake breakfast to anybody who needs one, from 7:30 to 9:30 a.m. ... Charlie Lum, for years the No. 2 man here with the Small Business Administration, has been named district director of the SBA for Hawaii. But he's not forgetting San Diego. Lum called Phil Herr at Miki-San here to cater his installation ceremony at Honolulu. ... Gail Lynn Falkenthal, an aide to Dick Murphy when he was councilman, has landed at KSDD Radio, a popular spot with ex-City Hall employees. Falkenthal, who's actually returning to the station after a six-year absence, starts next month as managing editor.

UPMANSHIP: Katerina Lycheva, the Russian schoolgirl who's getting a rare taste of the U.S. this week, attended a performance of "Big River" on Broadway Tuesday night. After the show, she stopped to pose with the cast, and told them she'd read "Huck Finn" in Russian. "Ah," quipped a cast member, "the original version."

MAR 29 1986

Allen's P.C.B. Est. 1838

Why lawyers write that way

2955
By Michael Lee Bowler

I first learned why lawyers write the way they do when I was in law school. I was studying Constitutional Law at the University of San Diego School of Law under a nationally recognized First Amendment scholar. Our semester's grade was based on a single paper concerning a freedom-of-speech issue.

I spent weeks researching and writing the paper. At the time I worked as a writer at *San Diego Magazine* and I fear my work at the magazine suffered from the extra time I spent on the Constitutional Law paper.

I rationalized the time expenditure as benefiting my job as a writer. After all, I was learning how to delineate clearly complex constitutional problems and carefully research U.S. Supreme Court decisions.

I believed these newly-acquired skills would help my writing while my work on the magazine would make writing law-school papers easy. I was sure I would get an "A."

Boy, was I dead wrong.

I won't tell you my grade (I do have some pride), but I will tell you what my professor said.

"This is too clearly written," he said. You've taken complex legal questions and in 200-300 words done what it takes a good legal scholar 200-300 pages to do."

I asked him if I missed any important points.

"No," he replied, "but I just can't believe Constitutional Law is this simple. If you wrote something this simple for a real court, other lawyers would laugh. They would know exactly what you were talking about. This is something one of *San Diego Magazine's* readers could understand, though."

Commentary

Discounting the fact that many of *San Diego Magazine's* readers are lawyers, I suddenly saw the light. Lawyers don't write the way they do to confuse their clients and lead the clients to believe the lawyers are earning their fees (as the old joke goes). Instead, they do it to confuse each other.

Lawyers, I've learned, have this rather unusual belief that if they can't understand what somebody writes it is because the idea must be over their heads. They never believe it is because the writing is unclear.

As one lawyer friend told me:

"If I read my opponent's brief and don't know what he is talking about, I get scared. I figure this guy (or woman, nowadays) must really know what he is talking about. After all, I went to a big-time national law school, and if I can't understand it, the judge probably won't be able to either. He'll rule in my opponent's favor rather than admit he doesn't understand that area of law."

I took my law-school professor's advice, and in my Civil Procedure Class wrote a paper even I didn't understand. Instead of writing something "wasn't legal," I said it was "not within the parameters of the historical development of both English common law and statutory schemes adopted in most jurisdictions. Of course, minority jurisdictions are contra. Substantial justice and fair play demand the plaintiff prevail."

I received my highest grade in law school on that paper. The professor took me aside and said, "Bowler, the distinctions you drew were so subtle and carefully wrought that even I

didn't understand a few of them. I was impressed."

My new writing style, which I call "Ulysses in Law School," eventually earned me a Juris Doctor degree from the University of San Diego School of Law, saw me successfully pass the California State Bar Exam and got me a job with a regional law firm where I spent much of my day helping write a lawyer's book on a highly specialized area of the law.

The book gave me some trouble. Occasionally, my boss pulled me aside and said, "Bowler, this book is for lawyers. Don't be so simple. We've got to give them something to think about. They've got to realize we really know this area of the law."

I came up with a system, though. There are three steps you must take to sound like an intelligent lawyer. First, you have to really know what you are writing about. Then, you write it in simple, clear English. Lastly, you rewrite it in a way to confuse other lawyers.

For example, the sentence, "Lawyers like to use a lot of big words" is rewritten as:

"Upon information and belief, I herein allege with substantial certainty the proximate cause of the shades of subtlety within the scope of writing for the bench/bar has made clarity a suspect classification resulting in a *per se* obfuscation of a relatively benign simplistic Anglo-Saxon terminology and is therefore replaced, as the *sine qua non* of proper jurisprudential understanding, with polysyllabic Latin-based verbiage creating a concise degree of confusion."

James Joyce, move over. Here I come.

Bowler is a San Diego attorney.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 29 1986

Allen's P. C. B. Est. 1888

USD BASEBALL — David Rolls' two-run homer in the third inning drew the University of San Diego (17-11-2) to within 3-2, but host Nevada-Reno (9-11) scored three runs in the bottom of the third, three in the fourth and two in the eighth to win, 11-7. 2955

Anaheim, CA
(Orange Co.)
Anaheim Bulletin
(Cir. D. 14,405)

MAR 29 1986

Allen's P. C. B. Est. 1888

2955
Cal State Fullerton philosophy professors, David J. Depew, Albert Flores and Craig K. Ihara, were panelists at the Conference on Virtues at the University of San Diego. Flores also gave a talk on "The Ethical Boundaries of Engineering" to the Orange County chapter of the Institute of Electrical and Electronic Engineers in Anaheim in conjunction with engineers' week.

San Diego, CA
(San Diego Co.)
Daily Transcript
(Cir. D. 7,415)

MAR 31 1988

Allen's P. C. B. Est. 1888

Two USD Graduates Hope Millions Of Us Get Spanked

2955 By JIM RIFFEL

Special to the Daily Transcript

If a young man wearing boxer shorts approaches you on the street and tells you to, "Get spanked," don't punch him. Even you might be wearing boxer shorts in public one day.

They're the latest fashion among young men, and even young women, and two San Diegans are hoping to capitalize on it with a line of their own called Spankers.

Tom McGraw and Mike Wehan, 24-year-old business administration graduates of the University of San Diego, run the 6-month-old firm out of their house. The company produces walking shorts, T-shirts and caps.

Spankers recently received its first taste of real success when Nordstrom agreed to place an order. "There is a trend towards innerwear being worn out," says

(Continued on Page 3A)

They Hope Millions Get Spanked —

(Continued from Page 1A)

Marie Joyce, the head buyer at Nordstrom who appreciates the "fun look" of the line and plans to display Spankers in the loungewear department.

What you'll see are boxer shorts with various designs on them, nearly indistinguishable from the underwear; T-shirts with the designs along the side instead of the front and back; and Australian-style caps which are more rounded than regular baseball caps.

Current designs have Sphigtop tennis shoes, new-wave models, teddy bears, and a Summer of '63 beach scene.

Although both owners brainstormed over a name for their business, Wehan insists that Spankers came out of thin air. "There's so much you can do with a name like that, promotion-wise and marketing-wise," Wehan says. The slogan "Get spanked" may, they hope, become a household slogan less associated with pain.

Wehan and McGraw have so far put most of their energies into marketing. Almost from the beginning, they aimed towards the Action Sports Retailer Show in early February. They enlisted the aid of Jessie Seidenwurm, a retired president of an eastern clothing manufacturer and a member of the Service Corps of Retired Executives (SCORE).

Seidenwurm is enthusiastic about the two, using phrases like "... they conjure up the meaning of entrepreneurs" and "... they are bringing a fresh new approach to the business world."

Part of McGraw's and Wehan's homework consisted of visiting earlier shows to see what succeeded and what didn't. "At the show nobody did anything like this at all," says Wehan. "There were 800 booths, and every one was exactly the same. People would come to our booth and say, 'Your stuff is so different. That's what we want.'"

At the moment, though, orders are just beginning to come in and much of the income will be used to keep up the cash flow. The business

is surviving primarily from monies generated by a silk-screening business the two ran at USD.

Wehan and McGraw aren't exactly new to the business world. After meeting through Sigma Pi fraternity at USD, they began their silkscreening business as a service for other fraternities and campus organizations. They put Greek letters on sweatshirts and T-shirts.

Now Wehan, who grew up in Dana Point, and McGraw, from Newport Beach, are entrenched in the clothing business full-time, and looking to move out of their home near Balboa and I-5 to a permanent office.

The first delivery was scheduled for March 15. They'll spend the next several months servicing these accounts, establishing new ones and aiming for a show in September where they plan to premier a line of sweatshirts, according to Wehan.

The basic plan is to stay different, but as McGraw says, "We want to build on the success we started with the name Spankers, and continue to offer a product which is different. We'll follow the path of success but not offer the same product as everyone else."

"The boxers are big but we took the idea and made it different."

Ron Miller, owner of PB Ski and Sport, says their difference is staying with the boxer look, while other manufacturers are becoming more conservative, such as a swimming suit look. "I feel it will be different and unique. They'll have to be put on a separate rack," Miller says.

Spankers isn't all conservative. Should they or shouldn't they keep the fly? After much thought and consultation with Seidenwurm the answer was yes, but they agreed to sew it up.

Spankers will also be found at Robby London's in Pacific Beach.

The shorts, made in Columbia, S.C., have a suggested retail price of \$12.95.

As for the future, Wehan said, "You've got to have guts, and faith that you will succeed."

San Diego, CA
(San Diego Co.)
Daily Transcript
(Cir. D. 7,415)

MAR 10 1986

Allen's P. C. B. Est. 1888

Soviet Law Talk

Maimon Schwarzschild, USD law professor, will discuss Soviet Law and Soviet Reality at a luncheon of Charter 100 on March 11 from 11:30 a.m. to 1:30 p.m. in the Regency Room of the Little America Westgate Hotel.

San Diego, CA
(San Diego Co.)
San Diego Union
(Cir. D. 217,089)
(Cir. S. 341,840)

MAR 9 1986

Allen's P. C. B. Est. 1888

USD SYMPHONY — The University of San Diego Symphony, conducted by Henry Kolar, will perform works by Dvorak, Janacek, Smetana and Friml at 2:30 p.m. next Sunday in the Camino Theater, USD.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 14 1986

Allen's P. C. B. Est. 1888

The USD Symphony will perform works of Czech composers Smetana, Dvorak, Janacek and Friml, at 2:30 p.m. Sunday in the Camino Theater, Alcala Park. Admission: general, \$4; senior citizens and military, \$2; students, \$2. Information: 260-4600.

San Diego, CA
(San Diego Co.)
Evening Tribune
(Cir. D. 127,454)

MAR 14 1986

Allen's P. C. B. Est. 1888

USD Symphony — Works of Czech composers Smetana, Dvorak, Janacek and Friml, 2:30 p.m. March 16, Camino Theater, Alcala Park. Admission: general, \$4; senior citizens and military, \$2; students, \$2. Information: 260-4600.

Los Angeles, CA
(Los Angeles Co.)
Times
(San Diego Ed.)
(Cir. D 50,010)
(Cir. S 55,573)

MAR 14 1986

Allen's P. C. B. Est. 1888

Works by Czech composers Smetana, Dvorak, Janacek and Friml will be highlighted in a concert by the University of San Diego Symphony at 2:30 p.m. Sunday at the university's Camino Theatre. 2955

Allen P. C. B. Est. 1888

NIT jilts USD for uglier teams

By T.J. Simers
Staff Writer

They met at 5 last night for practice. The University of San Diego basketball team wanted to be prepared if the National Invitation Tournament called, but an hour later practice was over and the telephone was quiet.

They waited and waited, but the call never came.

Then around 7:40, USD officials learned from a reporter that the NIT had announced its 32-team field and had bypassed USD in favor of 17 teams with fewer victories than the 19-9 Toreros.

"It's a little disappointing," said USD coach Hank Egan, "but we don't want the NIT selection committee to make it a bad year for us."

USD, loser twice to Loyola Marymount during the season, figured its West Coast Athletic Conference companion with an 18-10 record undoubtedly would get the nod from the NIT. But USD was hoping Loyola would be matched against Cal, giving USD an outside chance of meeting 15-13 UCLA in Pauley Pavilion.

Last night the NIT did select Loyola to play at Cal, and it invited UCLA to host a first-round game. But then it stripped away USD's hopes by pitting UC-Irvine, 16-12 and a winner twice over Nevada-Las Vegas, against the Bruins.

"I told the kids we don't have a complaint with Loyola because we didn't beat them," Egan said. "But since Christmas we have been a pretty consistent team, won five of our last six games and were the only conference team to beat Pepperdine. I thought we were a pretty good basketball team, but for whatever reason the NIT didn't pick us."

The field in the West includes UCLA, Loyola, UC-Irvine, Cal (19-9), New Mexico (17-13), Northern Arizona (19-10), Montana (21-9), Wyoming (20-11) and BYU (16-13). The NIT also took 15-13 Pittsburgh, 15-13 Providence and 14-14 Ohio State. Middle Tennessee State (23-10) posted the best record of any team picked for the NIT.

"Anything I would say would seem like sour grapes," Egan said. "We had a good season and we hope to



The San Diego Union/Greg Vojtko

Hank Egan doesn't find the help his Toreros need.

have a better one next year."

The Toreros will return three starters next season, including 7-foot center Scott Thompson. Thompson, after basketball practice last night, adjourned outside to watch his softball team play.

"We only have seven guys, but I'm sitting this one out until I find out for sure whether we're going to the NIT," said Thompson.

It was the top of the fifth when Thompson learned his basketball season was officially over. "I guess I'm a softball player now," he said. "It looks like there is still time to squeeze me in the game."

"I thought we were playing well at the end of the season," Thompson added. "A postseason tournament might have made a difference."

The WCAC will stage its first postseason tournament next year.

O'Brien's FTs²⁹⁵⁵ spark Toreras

Cathy O'Brien made two free throws with seven seconds left to give the University of San Diego a 60-56 win over Utah State in the consolation bracket of the Northern Lights Invitational basketball tournament at Anchorage, Alaska.

Debbie Theroux led USD with 18 points. The Toreras will meet Iona (7-22) today for fourth place overall in the tournament.

SPARTANS LOSE IN PLAYOFFS — The MiraCosta men's basketball team lost to Pasadena City College, 92-61, in the first round of the State Community College playoffs. MiraCosta trailed by only six points with 5:45 remaining in the first half (28-22), but five straight turnovers led to a 13-4 Lancer run and a 41-26 halftime lead. Doc Phillips led the Spartans with 17 points and James Moore added 14.

Local Briefs

AZTECS SOFTBALL — San Diego State's Vicki Bence lost a perfect game opportunity against UC-Riverside in the second game of a double-header but picked up the shutout anyway, 4-0. Bence had retired 20 batters in a row before giving a single. Riverside won the first game 2-1 after the Aztecs (5-5) committed four errors.

TOREROS BASEBALL — The USD men's baseball team looked good for five innings, in the first game of a double-header against UC-Riverside, then the Highlanders (9-6) scored five runs in the sixth on two hits, four walks and a hit batsman to win the first game, 7-6. The Toreros (8-4-1) came back to win the second game, 9-5, behind five-hit pitching from Jim Westlund (2-0), Sean Baron's two-run home run.

CRUSADERS SPLIT — Mark Bilger pitched a seven-hitter to give Point Loma Nazarene an 8-3 win in the first game of a double-header against Southern Utah. The Crusaders (4-5-1) dropped the second game 9-4 when Southern Utah scored four runs in the first inning and added three more in the third. David Tenney hit a solo home run in the fifth for the Crusaders.

AZTECS VOLLEYBALL — The San Diego State men's volleyball team beat visiting Cal State-Northridge, 15-5, 15-3 and 15-13, in California Intercollegiate Volleyball Association action. John Eddo led the 10th-ranked Aztecs (6-5, 5-5) with 26 kills.

SURFING — Top-seeded Doug Silva of Solana Beach, and second-seeded Dave Eggers of Ocean Beach easily won heats yesterday at Carlsbad State Beach as more than 80 surfers tried to qualify for today's California Amateur Grand Prix of Surfing. La Jolla's Peter King, the No. 7 seed, also made the quarterfinals, which begin today at 9 a.m. with finals at 1 p.m.

UNIVERSITY OF SAN DIEGO
Helen K. & James S. Copley Library

HELEN K. and JAMES S. COPLEY LIBRARY
REFERENCE Vertical File *University of San Diego*

Los Angeles Times

SAN DIEGO COUNTY

Editorial Page

Sunday, March 30, 1986

CC†/Part II

Resignation of USD Trustee Brings Out a Touchy Issue

By JANNY SCOTT, Times Staff Writer



Los Angeles Times

The Most Rev. Leo T. Maher

Author E. Hughes, president of the University of San Diego, calls it a clear case of clerical interference: priests, irked by articles in the San Diego Union, pressuring the newspaper's publisher to quit the university's board of trustees.

The Most Rev. Leo T. Maher, the bishop of the Catholic diocese of San Diego, calls it a clear case of freedom of speech: clerics, like anyone else, discussing the affairs of a Catholic university that would deny them that right.

Either way, USD is out a crucial patron—Helen Copley, an influential Catholic and multimillionaire who helped build the university. She is stepping down from the board because of machinations among priests upset by her paper's printing of articles about clerical scandal.

The whole affair swirls around disagreement over the role of publisher in determining what appears in her paper. It appears to be a case of a publisher's professing placing her at odds with leaders of her church.

But it has also, for the first time publicly, raised a tender issue long brooded over privately within the diocese and USD. What is the proper relationship between the university and the church that founded it, and how often is the uneasy truce breached?

The query comes up at an inauspicious moment, when relations between American Catholic universities and Rome are strained. And it interrupts a long struggle by USD to broaden its base of students, faculty and donors.

"They want people to know that

we are independent of the diocese. They really want people to know," said Gary Macy, a religious studies professor, remarking on the administration's surprisingly vocal denunciation of the machinations behind Copley's retirement.

"They certainly don't want the people of San Diego to think of USD as a narrowly religious school," Macy said. "They've spent 15 years building up the reputation of the university. They want to set the record straight."

"The Copley affair," as one professor laconically labeled it last week, began as fallout from a series of articles published in the Union last year airing allegations of cocaine abuse, homosexuality, financial finagling and favoritism within the diocese.

Many of the charges had sur-

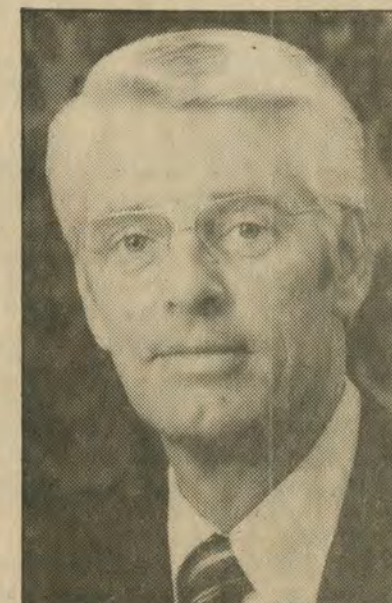
facted earlier in the Reader, the Union and on KFMB-TV (Channel 8). Maher declined repeated opportunities to rebut the charges, Union editors say. They say none of the charges has been challenged.

But the pieces were less than popular, in certain circles.

"If you read the articles and were not a Catholic, the conclusion you would get is that priests are either one type or another," said a priest who agreed to talk only if he was not named. "They are either homosexuals or thieves. If not, they are both."

"Well, I know that 99% of the people in the diocese were upset with the articles," Maher said. "There's no doubt about that. Not only upset, but I think they were hurt that the press would use this

Please see USD, Page 3



Author E. Hughes

County Battle Brews on 'Unfair' Division of State Tax Monies

By DANIEL M. WEINTRAUB, Times Staff Writer

SACRAMENTO—If you want to kick a drug habit, you're more likely to find help in Los Angeles than in San Diego.

ties' chances in Sacramento are bleak.

"When you get more money for Orange you're taking it away from



BARBARA MARTIN / Los Angeles Times

The east entrance to the campus of the University of San Diego.

USD: A Resignation Exposes Tender Issue

Continued from Page 1

type of writing. It certainly was not journalism."

Some priests said they resented the page-one play of the final Dec. 29 series, in view of the fact that some of the information had been reported before and in one case was 15 years old. They say some of the people involved had already been penalized and were trying quietly to reconstruct their lives.

"It's very unusual to see the Union print something like that," said the priest. "I certainly haven't seen such a series of articles done about the Episcopalians or the Unitarians or the Jews. You know, you could do quite a series on the Copleys."

On Jan. 13, the diocesan Clergy Welfare Committee convened at St. Mary Magdalene Church and talk turned quickly to demoralization within the ranks. Up came the subject of bad press, as minutes of the meeting reported: "Received at the hands of the San Diego Union."

From there, the discussion shifted to Copley and "the apparent paradox" that the publisher is Catholic and vice chairman of the USD board. The priests decided the

suggested approaching Msgr. Richard Duncanson, who heads a committee that keeps tabs on the Catholicity of USD.

Duncanson, like some in the diocese, had doubts about the connection being drawn—that Copley, as publisher, had something to do with the articles.

"I've always maintained that I doubt as a publisher of the newspaper Mrs. Copley would sit with a green visor on her forehead and a red pencil in her hand every night checking every line of copy and classified ad," Duncanson said in an interview.

But he said there was a possibility of "a credibility problem with the Catholic folks, because folks sitting out in the pews might be confused. . . . I think it really comes from a very unenlightened view of what it means to be a publisher of a newspaper."

Helen Copley had nothing to do with the articles, editors at the Union insist. They say she knew they were in the works but never discussed them or saw a draft. They say she never intervened and they are unaware of any efforts by anyone to persuade her.



BARBARA MARTIN / Los Angeles Times

Immaculata Church and the diocese's offices, left, are on the grounds of the University of San Diego but are not part of the university.

Other trustees also refused to talk about the matter, though some insisted Copley is retiring simply because she is tired after 15 years as a trustee. In theory, trustees oversee the functioning of a university. In practice, the most influential trustees raise a lot of money.

Hughes gave little credence to the theory that Copley is tired. "If she is, she didn't indicate that to me," he said bluntly.

Copley's loss is no small blow to USD, struggling to come into its own. Arguably, she has been USD's most valuable trustee since the university cut its financial ties to the church and struck out on its own in 1972.

Copley is chief executive of the Copley Press, the San Diego-based publisher of dozens of daily and weekly newspapers in California and Illinois. She has held that position since 1973, when her husband, James, died of a brain tumor.

Forbes magazine recently pegged her net worth at \$335 million.

The USD library is named for the

year capital campaign headed personally by Helen Copley.

The campaign, from 1979 to 1983, built much of the USD campus. That includes a new business school funded by a \$4.5-million foundation grant, and the Manchester Executive Conference Center, aimed at making USD more visible in the business community and San Diego at large.

Copley's \$1.5-million gift proved crucial—useful in pitting donor against donor to leverage bigger and bigger gifts. That it came from a trustee was also significant: It illustrated the confidence of those who knew the university best.

And gifts are especially critical to USD, whose endowment fund is a mere \$4 million. Ninety-two percent of the operational fund comes from tuition and fees. A larger endowment would lend flexibility and an operating margin, and resources to fall back on in a bad year.

The administration now hopes to build up the endowment, after a half-decade of building the cam-

very beginning," said William Pickett, vice president for university relations. "And the fact that her name was with us was very important in saying to the community, 'This is a significant thing.'"

But "the Copley affair" is equally disturbing for another reason, administrators and faculty say: It could create the impression in the community that people within the diocese call the shots at the university.

Most insist that impression would be dead wrong. But years of progress could be jeopardized if it existed. So they attempted this month in blunt terms to, as Macy put it, "set the record straight."

Immediately after the announcement of Copley's retirement, the university's Cabinet, made up of 20 top administrators, unanimously passed a resolution urging her to reconsider. The faculty senate followed with its own resolution saying her retirement is "inconsistent with the best interests of the university."

"Let me say clearly that the

sity of San Diego," he said. "Many people get confused about that because they have their offices on campus. But it is a separate organization."

The problem is, it wasn't always that way. The church created USD.

First, there was San Diego College of Women, opened in 1952 by an order of nuns called the Society of the Sacred Heart. Then came the College of Men, the dream of San Diego Bishop Charles Buddy. It opened next door two years later, on the hilltop that now houses USD.

By the late 1960s, the men's college had left the diocese heavily in debt. For financial and academic reasons, the colleges began a long and difficult merger. The merger was delayed almost a year as The College of Women insisted on complete independence from the diocese.

"The Catholic higher educational institution, like all higher education institutions, is first a university," said Sister Sally Furay, an

yet uses its Catholicity as a selling point.

"I think removing [Copley] from the board would have accomplished two things," one priest said in an interview recently. "First, it would have given the board some integrity—they certainly wouldn't have the president of Planned Parenthood on the board. Secondly, it would have been a manifestation of the loyalty of the university to the diocese."

But the plan fared poorly a month later when reported to the Diocesan Presbyteral Council, chaired by Maher, who also chairs the USD Board of Trustees. The minutes of that meeting, distributed only to all priests in the diocese, have since turned up all over San Diego.

Maher himself discouraged plans for a letter to USD President Hughes, saying the priests ought to focus their query. One monsignor

sponsible.

"I certainly do," he said. "Because if that happened in our Southern Cross [the diocesan newspaper], I would be responsible."

The matter never reached Duncan's committee.

Instead, anonymous letters went out to Copley—signed "a priest of the diocese" and enclosing copies of the minutes of the meeting of the Presbyteral Council at which the Clergy Welfare Committee reported its discussion about her.

"They offended her," said Hughes, a friend of Copley's. She quietly told him she would not run in May for election to a sixth three-year term.

Hughes said Copley told him "that she regretted that she was becoming a target of a dispute for her serving as a trustee and that she could resolve that very simply by not continuing as a trustee."

OTHER SAN DIEGO COUNTY NEWS

Goalie Jim Gorsek had a record night Saturday despite being hurt in the San Diego Sockers' 11-4 victory over St. Louis.

SPORTS, Page 1.

As open space in San Diego disappears at the hands of developers, the best way homeowners can protect their views is with an awareness of the planning process.

REAL ESTATE, Page 1.

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L.A. TIMES MAGAZINE, Page 20.

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USD: Controversy Ignited by Publisher's Resignation From Board

Continued from Page 3

its thinking. Scholars have to be free to probe any aspect of a subject."

"But when we say we're independent, this does not mean we want to separate ourselves from the church," she said. "Our very purpose in being is to serve the church. But to serve the church in a way a university serves the church, not in the way a parish serves the church."

In 1972 the two schools finally merged, into a coeducational, independent, Catholic university. The diocese and the nuns turned over the assets to the new university corporation—all but a narrow strip of land at the heart of the campus.

And on that strip still stands the diocesan offices—cream-colored and Spanish Renaissance-style like the rest of the campus. It shares the land with Immaculata Church, the diocese's blue-domed cathedral.

"The church is probably our most visible symbol—the blue dome on the hill," Pickett mused from his office in DeSales Hall, shoulder to shoulder with the Immaculata. "That can lead to some confusion about the mixing and melding of these two institutions."

The relationship is indeed complex.

The board of 34 trustees is independent—with four seats set aside for the diocese and the Society of the Sacred Heart to protect their investment. Every year since the board was established in 1972, the trustees have elected Bishop Maher chairman.

About three-fifths of all undergraduates are Catholic, and that percentage is substantially lower among graduate students. The head of the faculty senate estimated that one-third of the faculty members are Catholics, though six of the 12 religious studies professors are clerics.

"The institution has indeed become more free-standing—independent not only in terms of control, but support and the breadth of the community it serves," Hughes said. "It has also become less doctrinaire."

USD's statement of academic freedom is the usual one, endorsed

by the American Assn. of University Professors. But it includes a coda that instructors "are expected to refrain from inculcating doctrines opposed to the essentials of the Catholic faith."

Most of the tenure and promotion criteria are unsurprising: teaching, research, and university and public service. But the fourth criterion is support for "the spiritual and moral orientation of USD" through respect for Catholic Christianity.

"If you're a faculty member, you're going to want to know how they interpret that," said Professor Macy, who, being in the religious studies department, is more sensitive than many to church-university issues. "... When you've got a criterion in there like that, you want to think twice before you take a position that is particularly offensive."

Those professors who have qualms about the church's role say they have difficulty citing clear-cut cases of what they would call interference. But they point to a handful of instances that they say make them uncomfortable.

• Jane Via, formerly a religious studies professor, was barred by Maher from speaking in Catholic forums in the diocese last year after she joined 96 other prominent Catholics in signing a published statement calling for a dialogue within the church on abortion.

Via was not working at USD at the time, so whether she could have continued to teach there has not been tested. Maher insists that the church has not curtailed her freedom of speech, only her "freedom to teach falsehood."

• Now Maher has criticized Macy and two sociology professors who signed a follow-up statement that appeared March 2 in the New York Times. Signed by 900 people, it declared solidarity with original signers like Via who have been penalized by the church.

"He certainly has not given the university a very good name and has caused a certain amount of scandal in backing up people who are for freedom of choice," Maher said of Macy. "... We are going to help him form an upright conscience and to accept the teachings

of the church."

• Maher acknowledges that he would intervene if the religious studies department tried to hire a former priest. Macy said former priests appear in the applicant pool for most jobs. Aware of Maher's opposition, he said, the department never gives them serious consideration.

"They could teach, but I have made it a policy that they should not be teaching because I find it difficult," Maher said. "The fact that they have left the priesthood is a certain departure from the conduct of the church. There's some question on the faith of the individual."

• Several years ago, the administration hired a nun as a religious studies professor even though there were no openings in the department. Professors say the department opposed the hire, finding the woman highly qualified but the position not needed.

However, Provost Furay says the department was split on the question and clearly needed an Old Testament specialist. USD wants priests and nuns on campus, she pointed out. If it waited for an opening, it would have lost a qualified candidate who was also a nun.

"When you look closely at the university's actions relating to the diocese, there's nothing to worry about. It's independent," said Macy.

as San Francisco and Los Angeles.

"The state has taken the easy

ought to be similarly funded regardless of the value of local property upon which taxes are

counties' dilemma the "equal sewer" problem.

"Are people entitled to fiscal neutrality with respect to every imaginable service or only with respect to services that can be characterized as fundamental within the constitution?" Coons asked.

Richard Rothschild, director of litigation for the Western Center on Law and Poverty and current attorney for the plaintiffs in Serrano, said the county's argument sounded like "a rather significant expansion" of the schools decision.

"If I had to guess I would guess it did not have a great chance of winning," Rothschild said. "The court might tend to say the county's remedy is political, not legal."

Officials in Los Angeles and San Francisco, meanwhile, argue that it would be unwise for the courts to order equal funding for certain county services or to look at the property tax without examining every other source of county funds.

Ed Gerber, San Francisco's lobbyist in the state capital, said San Diego should focus less on the differences among counties and work more toward improving its own lot.

"The issue of inequity is used, but in their heart of hearts it isn't inequity they're arguing about but inadequate funding for their own programs," Gerber said. "They have tried to beat more money out of the state. Now they're using the inequity argument as another way of addressing the same problem."

Gerber and James Hankla, chief administrator for Los Angeles County, said their counties get more state funds per person for health and social programs because their needs are greater.

Please see COUNTIES, Page 9

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